Arizona Supreme Court Administrative Office of the Courts



Compliance Audit

Managed Protective Services, Inc.

May, 2008

Arizona Supreme Court CLD, Compliance



Ruth V. McGregor Chief Justice David K. Byers Administrative Director of the Courts

July 8, 2008

Jane Anne Geisler Managed Protective Services, Inc. 12252 North 111th Avenue Youngtown, AZ 85363

RE: Fiduciary Compliance Audit

Dear Ms. Geisler:

Enclosed is the final compliance audit report for the Managed Protective Services, Inc.

Thank you for the cooperation and assistance during the compliance audit process exhibited by you and your staff. Their hard work throughout the audit process has been appreciated. To the extent the fiduciary audit process will assist the court to ensure the safety, health and welfare of individuals and estates entrusted by the court to your management, we have benefited from our audit of Managed Protective Services, Inc. I hope Managed Protective Services, Inc. and your clients will equally benefit.

If you have any questions, please let me know at (602) 364-2378.

Sincerely,

Nancy Swetnam, Director

Certification and Licensing Division

Nancy Swefram

Enclosures

Copy: Honorable Karen O'Connor, Presiding Probate/Mental Health Judge, Superior

Court in Maricopa County

Dave Byers, Director, Administrative Office of the Courts

Mike Baumstark, Deputy Director, Administrative Office of the Courts

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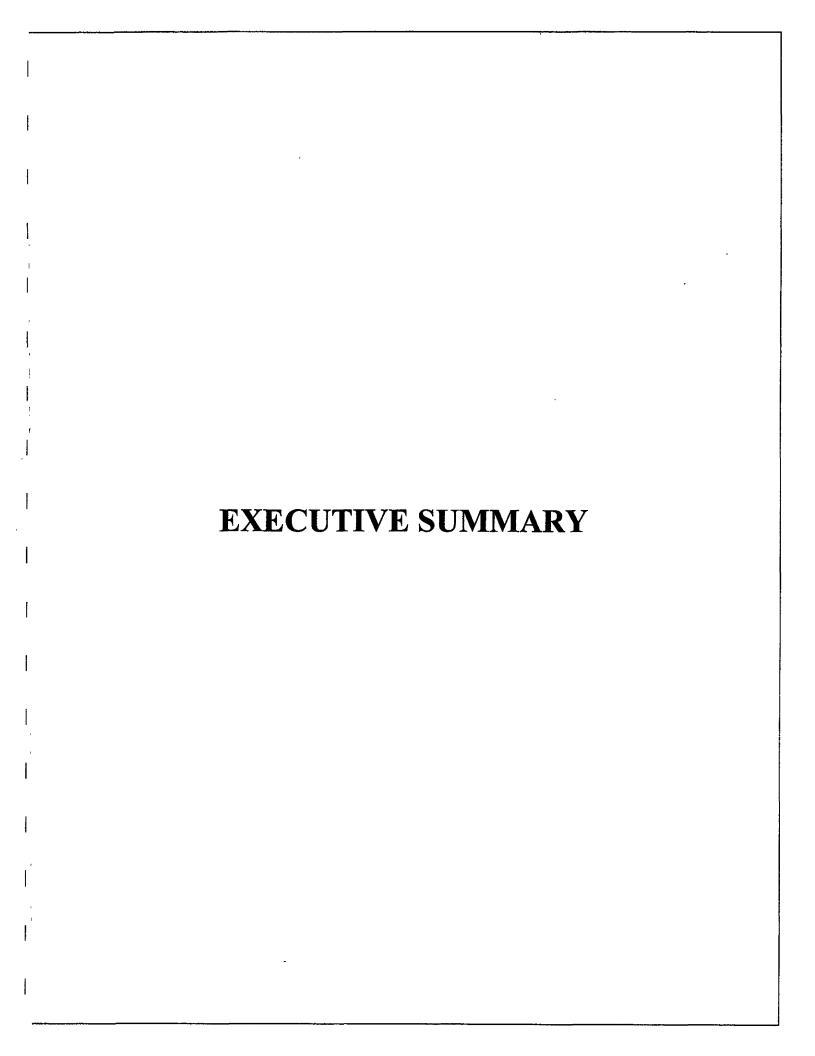
Managed Protective Services, Inc.

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Disclaimer

This final report represents the information and conditions encountered at the point in time of the audit and does not purport to represent conditions prior to or subsequent to the performed audit. The information presented does not represent an endorsement or denunciation of the audited fiduciary or business.

After this report is distributed to the audited fiduciary, presiding judge of the county and, if a public fiduciary, the county supervisors, it becomes public record.



Executive Summary

Managed Protective Services, Inc.

Compliance Audit Report

The Arizona Supreme Court, Fiduciary Certification Program conducted a compliance audit of Managed Protective Services, Inc., a certified fiduciary business, pursuant to Arizona Revised Statutes § 14-5651 and Arizona Supreme Court Administrative Order 2003-31. During the period of September 17, 2007 through September 24, 2007 the Compliance Unit audited the fiduciary activities of Managed Protective Services, Inc. ("MPS") and the uncertified employees. The following is a summary of the audit findings.

Finding # 1 – Certification Number

MPS submitted documents to the Superior Court in Maricopa County without the fiduciary's certification number.

MPS agreed and disagreed with the finding and stated they have sent letters to its counsel to ensure future compliance.

Finding # 2 – Late Filings

Statutorily required report on a fiduciary client was submitted to the court after the due date.

MPS agreed and disagreed with the finding and have agreed to always file timely reports. One example of the finding was dismissed.

Finding #3 – Documentation

MPS did not keep suitable records of the administration of client cases and exhibit those records upon request.

This finding was dismissed after the MPS produced the appropriate documentation.

Finding # 4 – Inventory

MPS did not list in reasonable detail and indicate the market value of estates as of the date of appointment for each item to be listed on an inventory.

MPS agreed and disagreed with the finding and have changed the process for developing Inventory and Appraisements. One of two examples of the finding was dismissed.

Executive Summary

Finding # 5 – Securing Assets

The fiduciary did not marshal and secure the property and income of the client as soon as possible.

MPS agreed with the finding and has implemented new procedures to address the finding.

Finding # 6 – Accuracy

Required court reports were inaccurately prepared and/or documented.

MPS agreed and disagreed with the finding and will file accurate reports in the future.

Finding #7 – Failure to File Required Court Document

A fiduciary must account to the court for the administration of the estate at statutorily required times.

MPS disagreed with the finding.

Finding # 8 – Certified Staff

Staff exercising decision-making for a court appointed client in the course of their duties must become certified.

MPS agreed with the finding and will require staff to seek a certified fiduciary for decision-making activities.

Finding # 9 - Supplemental Inventory

A fiduciary must submit a supplemental inventory to the court when after discovered assets or values are not included on the initial inventory.

MPS agreed with the finding and has filed an amended petition for a previously submitted accounting.

Executive Summary

Finding # 10 - Diligence

A fiduciary must exercise extreme care and diligence when making medical and financial decisions on behalf of a ward or protected person.

MPS agreed with the finding and has implemented a new software program to alert staff regarding timely filings.

Finding # 11 - Conflict of Interest

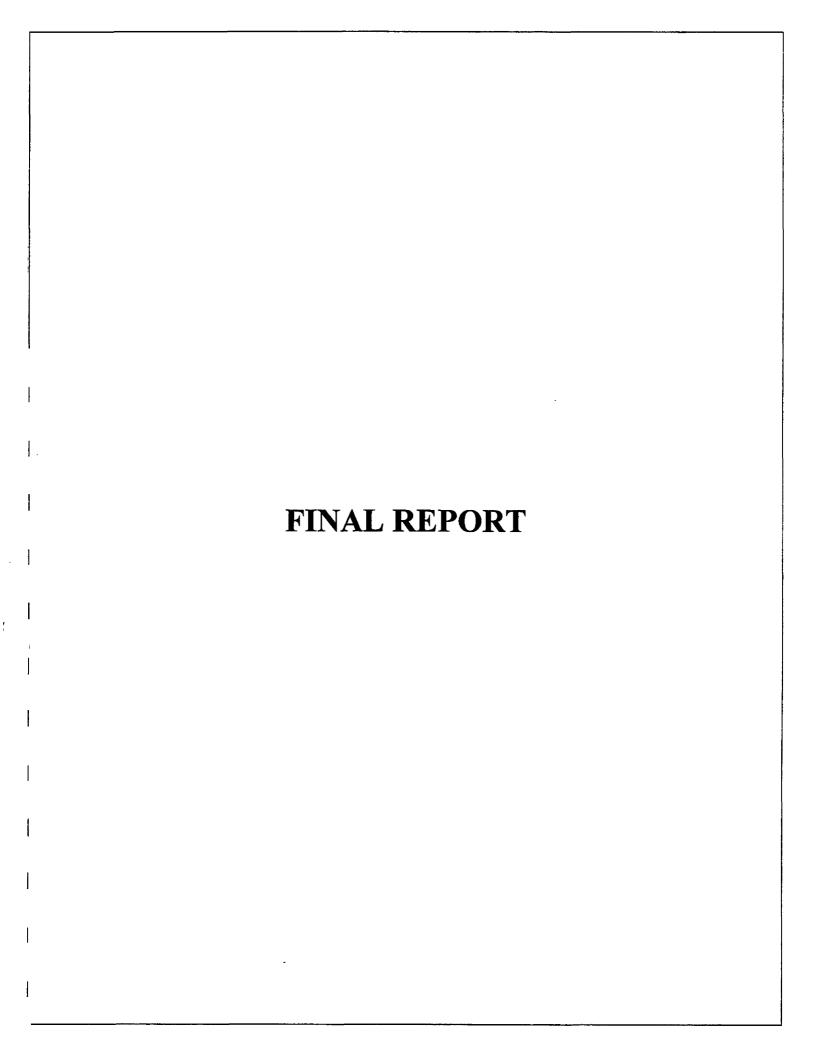
A fiduciary must avoid self-dealing or the appearance of a conflict of interest.

MPS agreed with the finding and will document activities accurately to avoid the appearance of a conflict of interest.

Finding # 12 - Compliance

A fiduciary will perform all duties and discharge all obligations in accordance with current Arizona law, administrative rules and court orders.

MPS agreed with the finding and has submitted an amended report to the court plus have submitted an Inventory and Appraisal covering the time of a temporary appointment.



Objective

The compliance audit of Managed Protective Services, Inc. was conducted pursuant to the Fiduciary Program's responsibilities as set forth in A.R.S. § 14-5651, Arizona Supreme Court Administrative Order No. 2003-31 and the Arizona Code of Judicial Administration ("ACJA") § 7-201: General Requirements and § 7-202: Fiduciaries¹.

The objective of the compliance audit was to determine compliance with applicable statutes, Arizona Supreme Court orders and rules and ACJA § 7-201 and § 7-202.

Methodology

In preparation for the compliance audit, preliminary survey questions were requested and responded to by Managed Protective Services, Inc. The responses were reviewed and compiled to assist in the development of case file samples. In addition, information was requested from the Superior Court in Maricopa County to verify court appointment information.

In order to test for compliance, the program has developed and currently utilizes a set of fiduciary compliance attributes consisting of Arizona statutes, Arizona Supreme Court rules and ACJA § 7-201 and § 7-202. Compliance with these requirements was tested by staff interviews, observation and reviewing samples of client case files.

The court appointed client case files review was designed to provide conclusions about the accuracy, validity and timeliness of transactions, internal controls and compliance with the fiduciary attributes.

Beginning September 17, 2007 and prior to beginning the onsite fieldwork, the auditor reviewed the client court files from the Superior Court in Maricopa County and conducted internal controls interviews with Managed Protective Services, Inc. staff.

During the period of September 17, 2007 through September 24, 2007, the Compliance Unit of the Certification and Licensing Division of the Administrative Office of the Courts, Arizona Supreme Court, conducted the onsite compliance portion of the

CLD, Compliance Unit

¹ Arizona Codes of Judicial Administration, General Requirements & Fiduciaries, January 1, 2007. Arizona Supreme Court

audit of the Managed Protective Services, Inc. office. The onsite compliance audit consists primarily of fiduciary client case file review. The audit also included the fiduciary activities of the uncertified staff. An Exit Interview was conducted October 1, 2007.

Managed Protective Services, Inc. is the court appointed fiduciary on eighty (80) court-appointed and fourteen non-court appointed client cases at the time of fieldwork. Managed Protective Services, Inc. has approximately \$ 23,298,000 in court-appointed client assets under management and one certified fiduciary, the designated principal.

Managed Protective Services, Inc. has ten employees, one of whom is certified, the principal fiduciary.

The compliance audit team reviewed a sample of ten client case files of court appointments, focusing on the internal controls, processes, timeliness, accuracy, statutory and code requirements of client case administration.

The fiduciary and staff extended professional courtesies and cooperation to the audit team during the course of the audit.

The compliance audit found non-compliance in twelve (12) key areas. The non-compliance was found in the areas of inventory and appraisements, documentation, accuracy, certified staff and fiduciary responsibilities. These findings are discussed as follows:

Scope

Summary

	Finding # 1 Certification Number Related Attributes: Arizona Code of Judicial Administration § 7- 202(F)(3)	Documents submitted to the Superior Court in Maricopa County did not include the fiduciaries' certification numbers. • Court documents filed for clients were missing the certification number (one or both fiduciary's certification numbers) – Clients # 2, 3, 4, 5, 6, 8, 9 & 10
	Requirement	Certified fiduciaries must include the required certification numbers on all documents submitted to the superior court.
	Auditee's Response	"Agree/Disagree: Admittedly, there has been confusion regarding whether the certification numbers should be included only in the heading and signature page or in the whole body of the document or both where ever the principal and agency was being referenced. The certification should always follow my signature. I have made every effort to include such." "Upon further research, it appears that certification numbers are required in the heading and signature pages."
*** *****	Corrective Action	"See enclosed correspondence dated October 16, 2007 to counsel of record."
١	Arizona Supreme Court	3

Finding # 2

> Timeliness

Related Attributes:

ARS § 14-5315(A), ARS § 14-5418(A), ARS § 14-5419(A)

Arizona Code of Judicial Administration § 7-202 (J)(2)(e)

Requirement

Statutorily required reports on fiduciary clients were submitted to the court after the due date triggering an *Order to Show Cause*.

- Late Annual Guardianship Reports Client # 9
- Late Inventory and Appraisement Client # 5
- Late Annual Accounting Client # 9

The fiduciary must submit the required reports on or before the statutorily required due date or court ordered due date for each client.

Auditee's Response

"Agree: Late Annual Guardian Report - Client # 9

MPS filed the Report of Guardian on August 11, 2005. It was due to be filed on July 18, 2005. It was late by eighteen (18) days."

"Disagree: Late Inventory and Appraisement – Client # 5

MPS was appointed as Guardian and Conservator on May 10, 2005. The Inventory and Appraisement was filed in a timely manner, within 90 days of appointment on August 2, 2005 (due by August 10 – See attached)."

AUDITOR NOTE: THIS EXAMPLE OF THE FINDING IS DISMISSED.

"Agree/Disagree: Late Annual Accounting - Client # 9

MPS was appointed as Guardian and Conservator on April 18, 2002. Annual Accountings were timely filed on June 27, 2003, June 30, 2005, June 9, 2006 and June 28, 2007. The Annual Accounting is due July 18th annually, In 2004 the Annual Accounting was filed on July 30, 2004. It was late by nine (9) days (See attached exhibits: Letters of Appointment and conformed copies of filing Annual Accountings)."

Corrective Action	"In January, 2003 MPS has implemented an agency wide scheduling system namely Time Matters. All subsequent filings have occurred in a timely manner."
	<u>.</u>

Finding #3

> Documentation

Related Attributes:

A.R.S. § 14-5418(B)

By statute a fiduciary must keep suitable records of the administration of client cases and exhibit those records upon request. Suitable records include conformed copies of client court documents and documentation which includes decision-making and tracks the disposition, storage, disbursement and appreciation of items in a client's estate. Examples of missing documentation are:

- Voided check #128 not accounted for on internal accounting Client #1
- No proof the Letters were recorded with the county recorder Client # 6, 8, 9,
- No invoice for room and board payment was found Client # 9
- Unable to verify closure of Bank of America account Client # 9

Requirement

A fiduciary must develop a systematic process for marshalling, securing and documenting the administration of a client's estate and/or care to include all assets, transactions, activities and decision-making for each court appointed client.

Auditee's Response

"Disagree: Voided check # 128 not accounted for on internal accounting - Client # 1

Attached please find copies of the voided check # 128 located in the client file."

"Disagree: No proof of Letters were recorded with the county recorder – Client # 6, 8, 9

Client # 6 – Letters were recorded with Maricopa County Recorders Office on October 18, 2007.

Client # 8 – Letters were recorded with Maricopa County recorder Office on August 14, 2006.

Client # 9 – Letters were recorded on August 2, 2002. (See attached)"

"Disagree: No invoice for room and board payment was found – Client # 9

Please find attached the invoice for November and December 2006. However, the ward had qualified for ALTC, which was retroactive to November leaving a credit balance on the facility books valid through May, 2007. Therefore, no Invoices were forwarded."

"Disagree: Unable to verify closure of Bank of America account – Client # 9

Bank of America Accounts were closed as follows: # 3342 CD closed on April 3, 2003 and transferred to account ending in # 2747, and CD account ending in # 7197 was transferred and closed on November 5, 2005 and transferred to the same account ending in #2747. Back up statements can be retrieved from storage or statements can be ordered reflecting the closure if needed, as 2005 files are not available onsite and would have to be retrieved, however, transfer balances were reflected in the accountings covering these dates."

Corrective Action

"N/A"

AUDITOR'S NOTE: THIS FINDING IS DISMISSED. AUDITEE HAS PROVEN FINDING WAS NOT CORRECT.

Finding # 4	Arizona statute requires a fiduciary to list with reasonable detail and indicate the market value of an estate as of the date of
> Inventory	appointment or date of death of each item listed on the inventory.
Related Attributes:	 There was no proof of an estate inventory – Client # 2 Failed to file an Inventory and Appraisal – Client # 4
ARS § 14-3706(A),	
Requirement	The fiduciary must provide detail on an inventory, even if it is of nominal value, to avoid giving erroneous or misleading information to either the court and/or interested parties.
Auditee's Response	"Disagree: There was no proof of an estate inventory – Client # 2
	Inventory and Appraisement was filed on May 2, 2006. A copy of Proof of Mailing is attached."
I	"Agree/Disagree: Failed to file an Inventory and Appraisal – Client # 4
	MPS was informed that their sole purpose was to hold and eventually distribute \$ 17,000 to the heir(s) upon resolution of the lawsuit. The Probate Mater (Edlin PB2002-003930) on Wrongful Death filed the Inventory and Appraisement."
Corrective Action	"Client # 2 – N/A"
	AUDITOR'S NOTE: THIS EXAMPLE OF THE FINDING IS DISMISSED.
	"Client # 4 – On October 16, 2007 a Final Accounting was filed and reflects the beginning Inventory balance."
1	-

	Finding # 5 > Securing Assets	A fiduciary must take reasonable steps to marshal and secure the property and income of the protected person's estate as soon as possible.
	Related Attributes:	Bank accounts and investments were not titled in the name of the PR – Client # 2
	A.R.S. § 14-5417	
1	Arizona Code of Judicial Administration § 7-202(J)(5)(b)	
-	Requirement	The fiduciary appointed as a conservator must observe the standard of care of a prudent man dealing with the property of another and if the fiduciary has special skills or expertise (i.e. certification) she is under a duty to exercise prudence, intelligence and diligence.
	Auditee's Response	"Agree: Assets were secured under the Power of Attorney proceeding clients death to minimize expense to the Estate, final distributions were made from the existing accounts to the beneficiaries."
	Corrective Action	"On October 3, 2007, MPS has implemented new procedures directing staff to re-title all accounts to reflect accurately, its current status (see attached)."
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Finding # 6

Accuracy

Related Attributes:

Arizona Code of Judicial Administration §§ 7-202 (J)(4)(j) & 7-202(J)(5)(h)

Requirement

Auditee's Response

The inventory and appraisement, annual accounting and annual guardianship reports required by the court were inaccurately prepared and/or documented in the sampled cases:

- Amount of \$3.57 in Bank of America account conflicts with first & final accounting filed with the court which shows balance of \$0.00 - Client # 2
- Conflicting amounts on proof for Bank of America CD #5556 and Inventory filed with the court – Client #8
- The "High" closing amount was used when calculating stock values - Client # 10
- A double billing July 18, 2006 was noted Client # 10

"Agree: Amount of \$ 3.57 in Bank of America account conflicts

with first and final accounting filed with the court which shows a

The fiduciary must ensure any document filed with the Superior

Court is complete, accurate and understandable.

balance of \$ 0.00 - Client # 2

The balance of \$ 3.57 in the Bank of America account was interest accrued prior to the clearance of all checks, and therefore was not reflected in the final accounting."

"Disagree: Conflicting amounts on proof of Bank of America CD # 55556 and Inventory filed with the court – Client # 8

The amount listed on the Proof of Restricted account accurately reflects the accrued interest in the amount of \$ 189.79. MPS had not yet received the quarterly interest which then required posting."

AUDITOR'S NOTE: THIS EXAMPLE OF THE FINDING **STANDS**

"Disagree: A double billing July 18, 2006 was noted - Client #

The July 18, 2006 was not a double billing, however was a "scribbler's error" leading to the belief that it was a double entry.

	However, the time included both review of the new matter opening of the file, preparation and meeting with client and attorney prior 0to the hearing at the Northeast Court."
Corrective Action	"Client # 2 \$ 3.57 was included in the final disbursement."
	•

Finding # 7 Failure to File Required Court Document	Every conservator must account to the court for the administration of the estate not less than annually and on resignation or removal and on termination of the conservatorship. • A final accounting was not filed – Client # 5
Related Attributes:	
A.R.S. § 14-5419(A)	
Requirement	The fiduciary must provide all required court reports/documents accurately and timely.
Auditee's Response	"Disagree: A final accounting was not filed – Client # 5
	A Final Accounting for client # 5 was not required as the Conservatorship was discharged after a Settlement Agreement was reached and a Petition filed on February 14, 2006. However, a 5.7 Narrative was submitted for all fees billed and filed with the Court on the same day (See attached # 7)."
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Corrective Action	"N/A"
1	AUDITOR'S NOTE: FINDING STANDS.
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Finding #8

> Certified Staff

Related Attributes:

Arizona Code of Judicial Administration § 7-202 (E)(I)(b)(4) The Arizona Code of Judicial Administration § 7-202 requires the principal fiduciary to agree that not fewer than one certified fiduciary shall have the assigned primary responsibility for each court appointment as a guardian, conservator or personal representative.

- Interviews with staff confirmed the Director of Financial Management should be a certified fiduciary. The three Care Managers and the Property Manager would benefit from being certified fiduciaries.
- Non-certified staff signed a Do Not Resuscitate form Client # 3
- Non-certified staff signed facility document as the guardian Client # 9

Requirement

Staff exercising decision-making for a court appointed client in the course of their duties should become certified.

Auditee's Response

"Agree: Interviews with staff confirmed the Director of financial Management should be a certified fiduciary. The three Care Managers and the Property Manager would benefit from being certified fiduciaries.

The Director of Financial Management and eligible Care Managers and Property Management will schedule to complete the Certified Fiduciary Exam in 2008."

"Agree: Non-certified staff signed a Do Not Resuscitate form – Client # 3

A memo dated October 2, 2007, was circulated and staff was instructed to forward <u>all</u> documents to the Certified Fiduciary for review and signature."

"Agree: Non-certified staff signed facility document as the guardian – Client # 9

See above explanation."

Corrective Action	"See attached memo date October 2, 2007"
	AUDITOR'S NOTE: The memo referenced requires staff to administratively seek a Certified Fiduciary for client document sign-off.
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	-

Finding # 9

Supplemental Inventory

Related Attributes

A.R.S. § 14-3708

Requirement

Client property subsequently discovered or valued was not included in the original inventory & appraisement and was not disclosed to the court in a supplemental inventory.

 Several after discovered assets warranted the submission of a supplemental inventory – Client # 8

If any property not included in the original inventory comes to the knowledge of a fiduciary or if the fiduciary learns the value or description indicated in the original inventory for any item is incorrect or misleading, the fiduciary must make a supplementary inventory and file it with the court.

Auditee's Response

"Agree: Several after "discovered assets" warranted the submission of a supplemental inventory – Client #8"

"On September 20, 2007, MPS filed an Amendment to Petition for Approval of: First Account of Conservator and Fiduciary Fees for the Period June 15, 2006 through June 14, 2007 which disclosed the discovered assets after the initial inventory. (See pg.1, \P 2, Line 19 – 23)."

Finding # 10

> Diligence

Related Attributes

Arizona Code of Judicial Administration § 7-202 (J)(4) & (J)(5)(d)

Requirement

The fiduciary must exercise extreme care and diligence when making medical and financial decisions on behalf of a ward or protected person.

- The Power of Attorney utilized to make decisions for client was void. Notary commission was expired Client # 2
- Letters of Guardianship not filed timely after Order Appointing Guardian Clients # 3 & 6
- Estate Management Plan included HOA Fees on house which was to be sold immediately and car insurance was paid on a car not in use – Client # 8
- A client account was permitted to exceed the FDIC collateralized amount Client # 10

During the course of management of a client's estate, the fiduciary must exercise intelligence, prudence and diligence in the discharge of all duties. The fiduciary must avoid any self-interest during the course of these duties.

Auditee's Response

"Agree: The Power of Attorney utilized to make decisions for client was void. Notary commission was expired – Client # 2

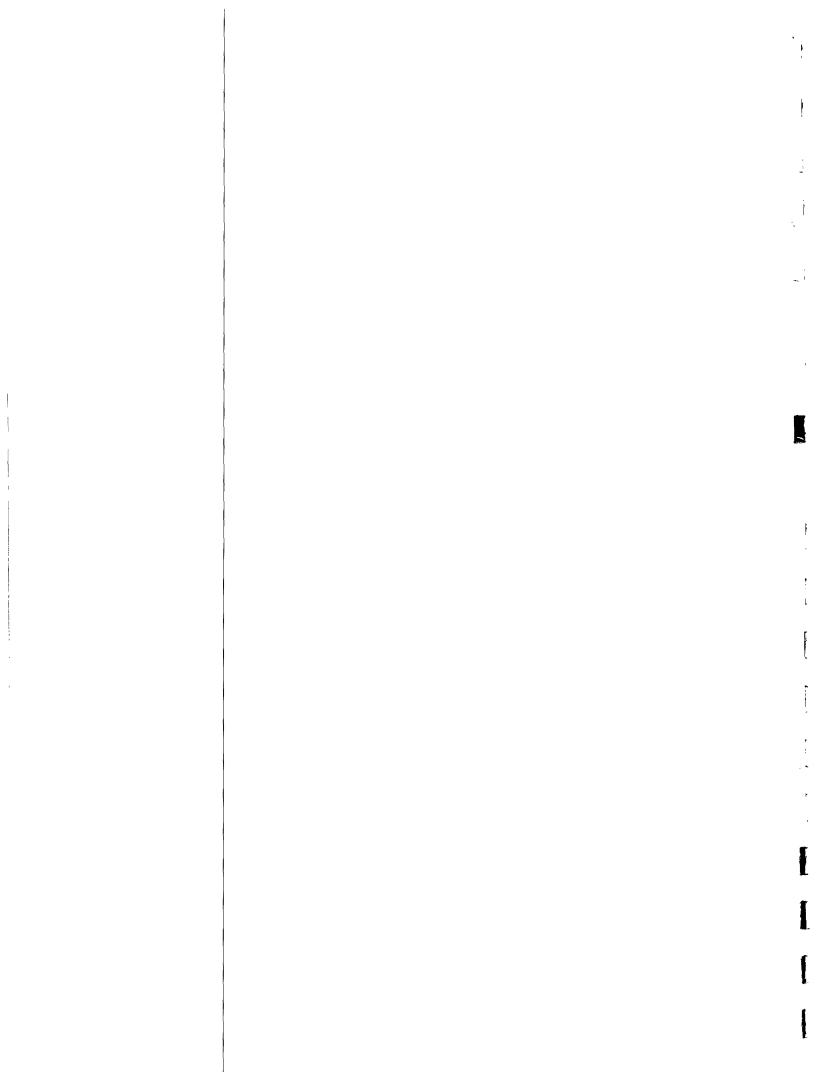
The Notary stamp on the Power of Attorney had expired. Counsel was advised of this. (See attached correspondence dated December 18, 2007)."

"Agree: Letters of Guardianship not filed timely after Order Appointing guardian – Clients # 3 & 6

MPS admits that the Letters of Appointment and Order Appointing were not filed in a timely manner.

Client # 3 – The template filed by counsel was incorrect. Follow up correspondence alerted counsel of the need for issuance of New Letters.

Client # 6 – Initial letters were signed on January 3, 2007 and forwarded to counsel on that date. Those Letters were NEVER filed by counsel (see attached Letters). Time Matters altered MPS that those Letters had not been filed (see attached). A second set of Letters were recreated by counsel (see attached) and reissued for signature creating a late filing."



APPENDIX I RESPONSE TO FINAL REPORT



December 18, 2007

Supreme Court State of Arizona Administrative Office of the Courts Attn: Kitty Boots, Compliance Unit Manager 1501 West Washington Street Phoenix, Arizona 85007-3231

RE: Fiduciary Compliance Audit

Dear Ms. Boots:

Managed Protective Services, Inc. would like to extend its sincerest thanks to you and your staff for the provision of guidance and support during the recent audit of our office. You were expeditious, thorough and professional.

Enclosed please find Managed Protective Services, Inc.'s response to the findings referenced to the Draft Report dated November 20, 2007.

Sincerely,

Jane Anne Geisler, MG, CMC, CPF

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Encl:

85363

www.managedprotectiveservices.com

Finding # 1	
> Certification Number	• Court documents filed for clients were missing the certification number (one or both fiduciary's certification numbers) – Clients #2,3,4,5,6,8,9, & 10
Auditee's Response	• Agree/Disagree: Admittedly, there has been confusion regarding whether the certification numbers should be included only in the heading and signature page or in the whole body of the document or both where ever the principal and agency was being referenced. The certification should always follow my signature. I have made every effort to include such. Upon further research, it appears that certification numbers are required in the heading and signature pages.
Corrective Action	See enclosed correspondence dated October 16, 2007 to counsel of record.

Finding # 2 > Timeliness	Statutorily required reports on fiduciary clients were submitted to the court after the due date triggering an Order to Show Cause. • Late Annual Guardianship Reports – Client #9 • Late Inventory and Appraisement – Client # 5 • Late Annual Accounting – Client #9
Auditee's Response	 Agree: Late Annual Guardian Report – Client #9 MPS filed the Report of Guardian on August 11, 2905. It was due to be filed on July 18, 2005. It was late by eighteen (18) days. Disagree: Late Inventory and Appraisement – Client #5 MPS was appointed as Guardian and Conservator on May 10, 2005. The Inventory and Appraisement was filed in a timely manner, within 90 days of appointment on August 2, 2005 (due by August 10, 2005 – See attached). Agree/Disagree: Late Annual Accounting – Client #9 MPS was appointed as Guardian and Conservator on April 18, 2002. Annual Accountings were timely filed on June 27, 2003, June 30, 2005, June 9, 2006 and June 28, 2007. The Annual Accounting is due July 18th annually. In 2004 the Annual Accounting was filed on July 30, 2004. It was late by nine (9) days (See attached exhibits: Letters of Appointment and conformed copies of filing Annual Accountings).
Corrective Action	In January, 2003, MPS has implemented an agency wide scheduling system namely Time Matters. All subsequent filings have occurred in a timely manner.

Finding #3 By statute a fiduciary must keep suitable records of the administration of client cases and exhibit those records upon > Documentation request. Suitable records include conformed copies of client court documents and documentation which includes decision-making and tracks the disposition, storage, disbursement and appreciation of items in a client's estate. Examples of missing documentation are: • Voided check #128 not accounted for on internal accounting - Client #1 • No proof of Letters were recorded with the county recorder - Client #6,8,9 • No invoice for room and board payment was found – Client Unable to verify closure of Bank of America account – Client #9 Auditee's Response Disagree: Voided check #128 not accounted for on internal accounting - Client #1 Attached please find copies of the voided check #128 located in the client file Disagree: No proof of Letters were recorded with the county recorder - Client #6,8,9 Client #6 - Letters were recorded with Maricopa County Recorders Office on October 18, 2007. Client #8 – Letters were recorded with Maricopa County Recorder Office on August 14, 2006. Client #9 – Letters were recorded on August 2, 2002. (See attached) Disagree: No invoice for room and board payment was found - Client #9 Please find attached the invoice for November and December 2006. However, the Ward had qualified for ALTC, which was retroactive to November leaving a credit balance on the facility books valid through May, 2007. Therefore, no Invoices were forwarded.

	Disagree: Unable to verify closure of Bank of America account — Client #9 Bank of America Accounts were closed as follows; #3342 CD closed on April 3, 2003 and transferred to account ending in #2747, and CD account ending in #7197 was transferred and closed on November 5, 2005 and transferred to the same account ending in #2747. Back up statements can be retrieved from storage or statements can be ordered reflecting the closure if needed, as 2005 files are not available onsite and would have to be retrieved, however, transfer balances were reflected in the accountings covering these dates.
Corrective Action	N/A

Finding # 4 > Inventory	Arizona statute requires a fiduciary to list with reasonable detail and indicate the market value of an estate as of the date of appointment or date of death of each item listed on the inventory. There was no proof of an estate inventory – Client #2 Failed to file an Inventory and Appraisal – Client #4
Auditee's Response	 Disagree: There was no proof of an estate inventory – Client #2 Inventory and Appraisement was filed on May 2, 2006. A copy of Proof of Mailing is attached. Agree/Disagree: Failed to file an Inventory and Appraisal – Client #4 MPS was informed that their sole purpose was to hold and eventually distribute \$17,000 to the heir(s) upon resolution of the lawsuit. The Probate Matter (Edlin PB2002-003930) on Wrongful Death filed the Inventory and Appraisement.
Corrective Action	Client #2 - N/A Client #4 - On October 16, 2007 a Final Accounting was filed and reflects the beginning Inventory balance.

Finding # 5 > Securing Assets	A fiduciary must take reasonable steps to marshal and secure the property and income of the protected person's estate as soon as possible. • Bank accounts and investments were not titled in the name of the PR – Client #2.
Auditee's Response	Agree: Assets were secured under the Power of Attorney proceeding clients death to minimize expense to the Estate, final distributions were made from the existing accounts to the beneficiaries.
Corrective Action	On October 3, 2007, MPS has implemented new procedures directing staff to re-title all accounts to reflect accurately, its current status (see attached).

Finding #6

> Accuracy

The inventory and appraisement, annual accounting, and annual guardianship reports required by the court were inaccurately prepared and/or documented in the sampled cases:

- Amount of \$3.57 in Bank of America account conflicts with first & final accounting filed with the court which shows balance of \$0.00 - Client #2
- Conflicting amounts on proof of Bank of America CD #55556 and Inventory filed with the court – Client #8
- The "High" closing amount was used when calculating stock values Client #10
- A double billing July 18, 2006 was noted Client #10

Auditee's Response

• Agree: Amount of \$3.57 in Bank of America account conflicts with first & final accounting filed with the court which shows balance of \$0.00 - Client #2

The balance of \$3.57 in the Bank of America account was interest accrued prior to the clearance of all checks, and therefore was not reflected in the final accounting.

 Disagree: Conflicting amounts on proof of Bank of America CD #55556 and Inventory filed with the court – Client #8

The amount listed on the Proof of Restricted account accurately reflects the accrued interest in the amount of \$189.79. MPS had not yet received the quarterly interest which then required posting.

• *Disagree:* The "High" closing amount was used when calculating stock values – Client #10

Managed Protective Services used the "fair market value" pursuant to A.R.S. 14-3706, when obtaining stock values. Additionally, all gains were subsequently reflected on the final accounting submitted to the Court on August 13, 2007 and reviewed by the Court Accountant on November 16, 2007.

• *Disagree:* A double billing July 18, 2006 was noted –

	Client #10 The July 18, 2006 was not a double billing, however was a "scribbler's error" leading to the belief that it was a double entry. However, the time included both review of the new matter, opening of the file, preparation and meeting with client and attorney prior to the hearing at the Northeast Court
Corrective Action	Client # 2 - \$3.57 was included in the final disbursement.

Finding # 7 > Failure to File Required Court Document	Every conservator must account to the court for the administration of the estate not less than annually and on resignation or removal and on termination of the conservatorship. • A final accounting was not filed – Client #5
Auditee's Response	• Disagree: A final accounting was not filed – Client #5 A Final Accounting for client #5 was not required as the Conservatorship was discharged after a Settlement Agreement was reached and a Petition filed on February 14, 2006. However a 5.7 Narrative was submitted for all fees billed and filed with the Court on the same day (See attached #7).
Corrective Action	N/A

Finding #8 The Arizona Code of Judicial Administration § 7-202 requires the principal fiduciary to agree that not fewer than one certified > Certified Staff fiduciary shall have the assigned primary responsibility for each court appointment as a guardian, conservator or personal representative. Interviews with staff confirmed the Director of Financial Management should be a certified fiduciary. The three Care Managers and the Property Manager would benefit from being certified fiduciaries. Non-certified staff signed a Do Not Resuscitate form -Client #3 • Non-certified staff signed facility document as the guardian – Client #9. Staff exercising decision-making for a court appointed client in the course of their duties should become certified. Auditee's Response Agree: Interviews with staff confirmed the Director of Financial Management should be a certified fiduciary. The three Care Managers and the Property Manager would benefit from being certified fiduciaries. The Director of Financial Management and eligible Care Managers and Property Management will schedule to complete the Certified Fiduciary Exam in 2008. • Agree: Non-certified staff signed a Do Not Resuscitate form - Client #3 A memo dated October 2, 2007, was circulated and staff was instructed to forward all documents to the Certified Fiduciary for review and signature. Agree: Non-certified staff signed facility document as the guardian - Client #9 See above explanation. Corrective Action See attached memo dated October 2, 2007

Finding # 9 > Supplemental Inventory	Client property subsequently discovered or valued was not included in the original inventory & appraisement and was not disclosed to the court in a supplemental inventory. • Several after discovered assets warranted the submission of a supplemental inventory – Client #8 If any property not included in the original inventory becomes to the knowledge of a fiduciary or if the fiduciary learns the value of description indicated in the original inventory for any item is incorrect or misleading the fiduciary must make a supplementary inventory and filed it with the court.
Auditee's Response	Agree: Several after "discovered assets" warranted the submission of a supplemental inventory – Client #8
Corrective Action	On September 20, 2007, MPS filed an Amendment to Petition for Approval of: First Account of Conservator and Fiduciary Fees for the Period June 15, 2006 through June 14, 2007 which disclosed the discovered assets after the initial inventory. (See pg.1, ¶ 2, Line 19 – 23).

Finding # 10

> Diligence

The fiduciary must exercise extreme care and diligence when making medical and financial decisions on behalf of a ward or protected person.

- The Power of Attorney utilized to make decisions for client was void. Notary commission was expired – Client # 2
- Letters of Guardianship not filed timely after Order Appointing Guardian – Clients #3&6
- Estate Management Plan included HOA Fees on house which was to be sold immediately and car insurance was paid on a car not in use – Client #8
- A client account was permitted to exceed the FDIC collateralized amount – Client #10

During the course of management of a client's estate, the fiduciary must exercise intelligence, prudence and diligence in the discharge of all duties. The fiduciary must avoid any self-interest during the court of these duties.

Auditee's Response

 Agree: The Power of Attorney utilized to make decisions for client was void. Notary commission was expired – Client # 2

The Notary stamp on the Power of Attorney had expired. Counsel was advised of this. (See attached correspondence dated December 18, 2007).

• Agree: Letters of Guardianship not filed timely after Order Appointing Guardian – Clients #3&6

MPS admits that the Letters of Appointment and Order Appointing Guardian were not filed in a timely manner.

Client #3 – The template filed by counsel was incorrect. Follow up correspondence alerted counsel of the need for issuance of New Letters.

	Client #6 – Initial letters were signed on January 3, 2007 and forwarded to counsel on that date. Those Letters were NEVER filed by counsel (see attached Letters). Time Matters altered MPS that those Letters had not been filed (see attached). A second set of Letters were recreated by counsel (see attached) and reissued for signature creating a late filing.
Corrective Action	On October 3, 2007, MPS implemented an additional procedure, namely to verify all dates of expiration on all Notarized documents. Please see attached memo added to Procedure Manual.
	Numerous telephone calls and e-mail (at least 10) were sent to counsel who continued to be non-responsive regarding both cases.
	MPS has implemented the Time Matters program to alert staff regarding timely filings. Numerous e-mails and telephone calls to counsel to request his action were not responded to by counsel. Therefore, an Administrative decision was made to remove counsel from current cases and to discontinue any future referrals to that particular counsel.

Finding # 11 > Conflict of Interest	A fiduciary must avoid self-dealing or the appearance of a conflict of interest.			
	 The document for fee statements was inadequate, (Lons at the Hermosa Inn) – Client #5 Paying/reimbursing employees directly from the ward's account – Client #7 			
	The fiduciary must avoid self-dealing and the appearance of a conflict of interest. Self-dealing or conflict of interest arises where the fiduciary has some personal or agency interest other individuals may perceive as self-serving or adverse to the position or best interest of the protected person.			
Auditee's Response	Agree/Disagree: The document for fee statements was inadequate, (Lons at the Hermosa Inn) – Client #5			
	On May 23, 2005, a meeting was conducted with counsel to review the Trust and discuss case issues. Rather than bill \$250.00 per hour for 3 hours of attorney time, the Estate was billed \$255.64 only for the meal.			
	Agree: Paying/reimbursing employees directly from the ward's account – Client #7			
	MPS receives required receipts for client purchases to substantiate reimbursement by clients to Case Managers. MPS was unaware that this procedure would be viewed as inappropriate.			
Corrective Action	Future documentation will be more adequately supported with documentation. See attached attorney's response.			
	On October 3, 2007, MPS issued a memo regarding Employee Reimbursement for client purchases. See attached.			

Finding #12

> Compliance

A fiduciary must perform all of their duties and discharge all of their obligations in accordance with current Arizona law and the administrative rules, administrative orders, Arizona Code of Judicial Administration § 7-201: General Requirements of Fiduciaries § 7-202 adopted by the supreme court governing the certification of fiduciaries.

- Social Security statement was not attached to the Report of Guardian as Ordered by the Court – Client #3
- Inventory was not filed within 90 days of the filing of the Order Appointing Temporary Conservator as stated in the Order – Client #6

The fiduciary shall perform all duties and discharge all obligations in accordance with current Arizona law, administrative rules and court orders.

Auditee's Response

• Agree: Social Security statement was not attached to the Report of Guardian as Ordered by the Court – Client #3

Generally, a Social Security statement is not attached to the Annual Guardian Report. It appears that counsel was unaware of that inclusion on his template. Therefore please find an Amended Annual Guardian Report.

 Agree: Inventory was not filed within 90 days of the filing of the Order Appointing Temporary Conservator as stated in the Order – Client #6

Managed Protective Services, Inc. recognizes it's failure to provide an Inventory & Appraisal on the Temporary Letters (1/10/07), however, an Amended Order was issued on 2/14/07 and letters of appointment were extended, again on June 7, 2007 Letters were issued subsequently leading to another 90 day period. See attached extended Letters of Temporary Appointment. Due to the confusion and delay by Counsel of filings, Managed Protective Services, Inc. filed the Inventory and Appraisement on October 24, 2007.

Corrective Action	Amended Annual Guardian Report filed on December 11, 2007
	An Inventory & Appraisal was completed and filed on October 24, 2007 with assets covering the time during the Temporary Appointment (see attached #12)



Attorney Catherine Leas Law Offices of Catherine Leas 10451 Palmeras Drive, Suite 208 Sun City, AZ 85373

Re: Fiduciary Certification Number

Dear Ms. Leas:

As you may be aware, Managed Protective Services, Inc. was recently audited by the Arizona Supreme Court Fiduciary Program to determine compliance with regulations set forth for certified fiduciaries.

During this process we discovered some inconsistencies in providing the required fiduciary certification numbers on pleadings that were filed with the court, "A fiduciary, when filing a document with the superior court, shall include the fiduciary's personal certificate number on the document and when appropriate the business entity's number" (See ACJA §7-202(F)(3)).

Therefore, we request that your office implement this requirement effective immediately. The certification numbers are as follows: Managed Protective Services, Inc., Fiduciary Certification Number is 20124. Jane Anne Geisler, President, Fiduciary Certification Number is 20123. Please include these numbers on all Petitions, Orders, Letters of Appointment, and Motion whenever making reference to Jane Anne Geisler and/or Managed Protective Services, Inc.

Your cooperation and assistance in this matter is greatly appreciated.

Sincerely,



Attorney Suzanna Goldman Goldman Law Offices 1542 W. McDowell Rd. Phoenix, Arizona 85007

Re: Fiduciary Certification Number

Dear Ms. Goldman:

As you may be aware, Managed Protective Services, Inc. was recently audited by the Arizona Supreme Court Fiduciary Program to determine compliance with regulations set forth for certified fiduciaries.

During this process we discovered some inconsistencies in providing the required fiduciary certification numbers on pleadings that were filed with the court, "A fiduciary, when filing a document with the superior court, shall include the fiduciary's personal certificate number on the document and when appropriate the business entity's number" (See ACJA $\S7-202(F)(3)$).

Therefore, we request that your office implement this requirement effective immediately. The certification numbers are as follows: Managed Protective Services, Inc., Fiduciary Certification Number is 20124. Jane Anne Geisler, President, Fiduciary Certification Number is 20123. Please include these numbers on all Petitions, Orders, Letters of Appointment, and Motion whenever making reference to Jane Anne Geisler and/or Managed Protective Services, Inc.

Your cooperation and assistance in this matter is greatly appreciated.

Sincerely,



Attorney Peter Williams Williams & Halladay, PLC 2420 W. Ray Rd., Suite 1 Chandler, AZ 85224

Re: Fiduciary Certification Number

Dear Mr. Williams:

As you may be aware, Managed Protective Services, Inc. was recently audited by the Arizona Supreme Court Fiduciary Program to determine compliance with regulations set forth for certified fiduciaries.

During this process we discovered some inconsistencies in providing the required fiduciary certification numbers on pleadings that were filed with the court, "A fiduciary, when filing a document with the superior court, shall include the fiduciary's personal certificate number on the document and when appropriate the business entity's number" (See ACJA $\S7-202(F)(3)$).

Therefore, we request that your office implement this requirement effective immediately. The certification numbers are as follows: Managed Protective Services, Inc., Fiduciary Certification Number is 20124. Jane Anne Geisler, President, Fiduciary Certification Number is 20123. Please include these numbers on all Petitions, Orders, Letters of Appointment, and Motion whenever making reference to Jane Anne Geisler and/or Managed Protective Services, Inc.

Your cooperation and assistance in this matter is greatly appreciated.

Sincerely,



Attorney Warner Bair 13211 N. 103rd Avenue, Suite 3 Sun City, AZ 85351

Re: Fiduciary Certification Number

Dear Mr. Bair:

As you may be aware, Managed Protective Services, Inc. was recently audited by the Arizona Supreme Court Fiduciary Program to determine compliance with regulations set forth for certified fiduciaries.

During this process we discovered some inconsistencies in providing the required fiduciary certification numbers on pleadings that were filed with the court, "A fiduciary, when filing a document with the superior court, shall include the fiduciary's personal certificate number on the document and when appropriate the business entity's number" (See ACJA §7-202(F)(3)).

Therefore, we request that your office implement this requirement effective immediately. The certification numbers are as follows: Managed Protective Services, Inc., Fiduciary Certification Number is 20124. Jane Anne Geisler, President, Fiduciary Certification Number is 20123. Please include these numbers on all Petitions, Orders, Letters of Appointment, and Motion whenever making reference to Jane Anne Geisler and/or Managed Protective Services, Inc.

Your cooperation and assistance in this matter is greatly appreciated.

Sincerely,



Attorney Patti Shelton Cooley & Robbins, LLC 10211 W Thunderbird Blvd., Suite 201 Sun City, AZ 85351

Re: Fiduciary Certification Number

Dear Ms. Shelton:

As you may be aware, Managed Protective Services, Inc. was recently audited by the Arizona Supreme Court Fiduciary Program to determine compliance with regulations set forth for certified fiduciaries.

During this process we discovered some inconsistencies in providing the required fiduciary certification numbers on pleadings that were filed with the court, "A fiduciary, when filing a document with the superior court, shall include the fiduciary's personal certificate number on the document and when appropriate the business entity's number" (See ACJA §7-202(F)(3)).

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Your cooperation and assistance in this matter is greatly appreciated.

Sincerely,



Attorney Susan Robbins Cooley & Robbins, LLC 10211 W Thunderbird Blvd., Suite 201 Sun City, AZ 85351

Re: Fiduciary Certification Number

Dear Ms. Robbins:

As you may be aware, Managed Protective Services, Inc. was recently audited by the Arizona Supreme Court Fiduciary Program to determine compliance with regulations set forth for certified fiduciaries.

During this process we discovered some inconsistencies in providing the required fiduciary certification numbers on pleadings that were filed with the court, "A fiduciary, when filing a document with the superior court, shall include the fiduciary's personal certificate number on the document and when appropriate the business entity's number" (See ACJA §7-202(F)(3)).

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Your cooperation and assistance in this matter is greatly appreciated.

Sincerely,

Jane Anne Geisler, MG, CMC, CPF

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MAN



Attorney Gary Gallner Law Office of Gary M. Gallner 11008 W. Sunflower Place Avondale, AZ 85323

Re: Fiduciary Certification Number

Dear Mr. Gallner:

As you may be aware, Managed Protective Services, Inc. was recently audited by the Arizona Supreme Court Fiduciary Program to determine compliance with regulations set forth for certified fiduciaries.

During this process we discovered some inconsistencies in providing the required fiduciary certification numbers on pleadings that were filed with the court, "A fiduciary, when filing a document with the superior court, shall include the fiduciary's personal certificate number on the document and when appropriate the business entity's number" (See ACJA §7-202(F)(3)).

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Your cooperation and assistance in this matter is greatly appreciated.

Sincerely,

Jane Anne Geisler, MG, CMC, CPF

12252 N. 111th Ave Youngtown, AZ 85363

623.974.4679

623.977.4978

FMA



Attorney Wayne Marsh Mull & Marsh 10421 West Coggins Drive Sun City, AZ 85351

Re: Fiduciary Certification Number

Dear Mr. Marsh:

As you may be aware, Managed Protective Services, Inc. was recently audited by the Arizona Supreme Court Fiduciary Program to determine compliance with regulations set forth for certified fiduciaries.

During this process we discovered some inconsistencies in providing the required fiduciary certification numbers on pleadings that were filed with the court, "A fiduciary, when filing a document with the superior court, shall include the fiduciary's personal certificate number on the document and when appropriate the business entity's number" (See ACJA §7-202(F)(3)).

Therefore, we request that your office implement this requirement effective immediately. The certification numbers are as follows: Managed Protective Services, Inc., Fiduciary Certification Number is 20124. Jane Anne Geisler, President, Fiduciary Certification Number is 20123. Please include these numbers on all Petitions, Orders, Letters of Appointment, and Motion whenever making reference to Jane Anne Geisler and/or Managed Protective Services, Inc.

Your cooperation and assistance in this matter is greatly appreciated.

Sincerely,



Attorney Beth Smith Ralles Law Firm, P.C. 6818 N. Oracle Rd. Tucson, AZ 85704

Re: Fiduciary Certification Number

Dear Ms. Smith:

As you may be aware, Managed Protective Services, Inc. was recently audited by the Arizona Supreme Court Fiduciary Program to determine compliance with regulations set forth for certified fiduciaries.

During this process we discovered some inconsistencies in providing the required fiduciary certification numbers on pleadings that were filed with the court, "A fiduciary, when filing a document with the superior court, shall include the fiduciary's personal certificate number on the document and when appropriate the business entity's number" (See ACJA \S 7-202(F)(3)).

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Your cooperation and assistance in this matter is greatly appreciated.

Sincerely,

Jane Anne Geisler, MG, CMC, CPF

OFFICE C

. 4679 EMAIL



Attorney Charles Arnold Frazer, Ryan, Goldberg, Arnold & Gittler, L.L.P. 3101 N Central Avenue, Suite 1600 Phoenix, Arizona 85012

Re: Fiduciary Certification Number

Dear Mr. Arnold:

As you may be aware, Managed Protective Services, Inc. was recently audited by the Arizona Supreme Court Fiduciary Program to determine compliance with regulations set forth for certified fiduciaries.

During this process we discovered some inconsistencies in providing the required fiduciary certification numbers on pleadings that were filed with the court, "A fiduciary, when filing a document with the superior court, shall include the fiduciary's personal certificate number on the document and when appropriate the business entity's number" (See ACJA §7-202(F)(3)).

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Your cooperation and assistance in this matter is greatly appreciated.

Sincerely,



Attorney William Poach Hadley, Poach & Anderson 10225 W Thunderbird Blvd, Suite B Sun City, AZ 85351

Re: Fiduciary Certification Number

Dear Mr. Poach:

As you may be aware, Managed Protective Services, Inc. was recently audited by the Arizona Supreme Court Fiduciary Program to determine compliance with regulations set forth for certified fiduciaries.

During this process we discovered some inconsistencies in providing the required fiduciary certification numbers on pleadings that were filed with the court, "A fiduciary, when filing a document with the superior court, shall include the fiduciary's personal certificate number on the document and when appropriate the business entity's number" (See ACJA §7-202(F)(3)).

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Your cooperation and assistance in this matter is greatly appreciated.

Sincerely,



Attorney Randal Stowell Fuller & Stowell, P.C. Stapley Professional Plaza 1116 E. Greenway Suite #103 Mesa, AZ 85203-4399

Re: Fiduciary Certification Number

Dear Mr. Stowell:

As you may be aware, Managed Protective Services, Inc. was recently audited by the Arizona Supreme Court Fiduciary Program to determine compliance with regulations set forth for certified fiduciaries.

During this process we discovered some inconsistencies in providing the required fiduciary certification numbers on pleadings that were filed with the court, "A fiduciary, when filing a document with the superior court, shall include the fiduciary's personal certificate number on the document and when appropriate the business entity's number" (See ACJA §7-202(F)(3)).

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Your cooperation and assistance in this matter is greatly appreciated.

Sincerely,

Jane Anne Geisler, MG, CMC, CPF

12252 N.111th Ave Youngtown, AZ 85363

623.974.4679

623.977.4978

mpsinc@qwest.net

www.managedprotectiveservices.com



Attorney Joseph Causey 4150 W. Northern Avenue Phoenix, Arizona 85051-5765

Re: Fiduciary Certification Number

Dear Mr. Causey:

As you may be aware, Managed Protective Services, Inc. was recently audited by the Arizona Supreme Court Fiduciary Program to determine compliance with regulations set forth for certified fiduciaries.

During this process we discovered some inconsistencies in providing the required fiduciary certification numbers on pleadings that were filed with the court, "A fiduciary, when filing a document with the superior court, shall include the fiduciary's personal certificate number on the document and when appropriate the business entity's number" (See ACJA $\S7-202(F)(3)$).

Therefore, we request that your office implement this requirement effective immediately. The certification numbers are as follows: Managed Protective Services, Inc., Fiduciary Certification Number is 20124. Jane Anne Geisler, President, Fiduciary Certification Number is 20123. Please include these numbers on all Petitions, Orders, Letters of Appointment, and Motion whenever making reference to Jane Anne Geisler and/or Managed Protective Services, Inc.

Your cooperation and assistance in this matter is greatly appreciated.

Sincerely,

Jane Anne Geisler, MG, CMC, CPF

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GOLDMAN LAW OFFICES 1542 WEST McDowell ROAD PHOENIX, ARIZONA 85007-1634 (602) 254-5992 SUZANNA GOLDMAN NO. 0 | 5442

Attorneys for Petitioner, Managed Protective Services, Inc. Fiduciary Certification Number 20124

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA

IN AND FOR THE COUNTY OF MARICOPAR 2005-0006 9/8

In the Matter of the Guardianship of and Conservatorship for:

ROBERT TOOLE.

No: PB 2005-000041

ORDER APPOINTING GUARDIAN OF AND CONSERVATOR FOR ADULT

an Adult.

Managed Protective Services, Inc. Fiduciary Certification Number 20124, having filed with the Court a Petition for Appointment of Guardian of and Conservator for an Adult; and

The matter having come on regularly to be heard before the Court, the Court finds as follows:

- That venue in this County is proper, and Petitioner is entitled to file said Petition under the provisions of A.R.S. §14-5303(A);
 - That notice has been given as required by law;
- That the Court has received and reviewed the written report of Jay D. Summers, 3. Ph.D., and the written report of the Court Investigator, and finds by clear and convincing evidence that ROBERT TOOLE is an incapacitated person as defined under the provisions of A.R.S. §14-5101(1);
- That the Court further finds by clear and convincing evidence that the appointment of a Guardian is necessary to provide for the demonstrated needs of the incapacitated person;
- That the Court further finds by clear and convincing evidence that the appointment of a Conservator is necessary because the proposed protected person is unable to manage his property and affairs effectively. Said person has property which will be wasted or dissipated unless proper management is provided, or funds are needed for the support of said person and protection is necessary or desirable to obtain or provide such funds;
- 6. That Managed Protective Services, Inc., Fiduciary Certification Number 20124, having fully complied with the disclosure provisions of A.R.S. § 14-5106, is qualified and willing to serve as Guardian and Conservator of the alleged incapacitated and proposed protected person;

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That acceptance of appointment as Guardian of and Conservator for Adults has been 7. filed by Petitioner herein.

IT IS THEREFORE ORDERED appointing Managed Protective Services, Inc., Fiduciary Certification Number 20124, as Guardian of ROBERT TOOLE, and granting to it the general power and duties of a guardian pursuant to the provisions of A.R.S. §14-5312, including but not limited to the power to consent for ROBERT TOOLE to receive psychiatric and psychological care and treatment if such care and treatment takes place outside a level one behavioral health facility licensed by the Arizona Department of Health Services. Further, the Guardian shall have the authority to make all health care treatment decisions for the wards, including the authority to withhold or withdraw treatment, and may authorize the withholding or withdrawal of artificially administered nutrition and hydration.

The wards' rights to obtain or retain a driver's license is suspended.

IT IS FURTHER ORDERED appointing Managed Protective Services, Inc., Fiduciary Certification Number 20124, as Conservator of ROBERT TOOLE, and directing that Letters of Conservatorship shall be issued to Managed Protective Services, Inc. upon the posting of bond in the amount of \$ 7, 500.00 .

IT IS FURTHER ORDERED that the Guardian shall file written report with the Court, at least annually, on the anniversary date of the Guardian's qualification as Guardian as is required under the provisions of A.R.S. §14-5315(A).

IT IS FURTHER ORDERED that the Conservator shall file an Inventory of the Estate within ninery days after the Conservator's appointment as required under the provisions of A.R.S. \$14-5418.

IT IS FURTHER ORDERED that the Conservator shall account to the Court for the administration of the Estate at least annually on the anniversary date of the Conservator's qualification as Conservator as is required under the provisions of A.R.S. § 14-5419.

IT IS FURTHER ORDERED requiring said Guardian and Conservator to notify the Court in writing of any change in the Guardian and Conservator's mailing address, and requiring the Guardian and Conservator to pay any costs which may be due to its failure to so notify the Court.

DONE IN OPEN COURT this 16 day of _

WARNING: THIS APPOINTMENT IS NOT

EFFECTIVE UNTIL LETTERS HAVE ISSUED.

Judicial Officer of the Superior Court

Page 2 of 2.

GOLDMAN LAW OFFICES 1542 WEST MCDOWELL ROAD PHOENIX, ARIZONA 85007-163 (602) 254-5992
Suzanna Goldman No. 01544
Attorneys for Petitioner, Man Fiduciary Certification Number

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CERTIFIED COPY

MICHAEL A. JEAMES, CLERK

2005 MAY 10 AM. 9: 58

aged Protective Services, Inc. er 20124

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA

IN AND FOR THE COUNTY OF MARICOPA PB 2005 - 0006 98

In the Matter of the Guardianship of and Conservatorship for:

ROBERT TOOLE,

an Adult.

No: PB 2005-000041

LETTERS OF GUARDIANSHIP OF AND CONSERVATORSHIP FOR ADULT

In accordance with the Order of the Superior Court, Managed Protective Services, Inc., Fiduciary Certification Number 20124, is hereby appointed as Guardian of ROBERT TOOLE, a single man, an incapacitated person. Said Guardian has been granted the general powers and duties of a guardian pursuant to A.R.S. § 14-5312, including but not limited to the power to consent for ROBERT TOOLE to receive psychiatric and psychological care and treatment if such care and treatment takes place outside a level one behavioral health facility licensed by the Arizona Department of Health Services. Further, the Guardian shall have the authority to make all health care treatment decisions for the wards, including the authority to withhold or withdraw treatment, and may authorize the withholding or withdrawal of artificially administered nutrition and hydration.

The wards' rights to obtain or retain a driver's license is suspended.

Managed Protective Services, Inc., Fiduciary Certification Number 20124, is-herebyappointed as Conservator of ROBERT TOOLE, a single man, a protected person. Said Conservator has been granted the general powers and duties of Conservator.

IN WITNESS WHEREOF I have hereunto set my hand and official seal: MAY 1 0 2005

The foregoing instrument is a full, true and correct copy of the original on file in this office. I further certify that the Order/Statement appointing the

Personal Representative 1 2005 and that these was signed on letters have not been revoked.

MAY 1 0 K. JEANES, Clerk of the Superior Court of the County of Maricopa

MICHAEL K. JEANES Clerk of the Superior Court

Maricop (County)

Page 1 of 1

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MICHAEL K. JEANES, CLERK 1 GOLDMAN LAW OFFICES RECEIVED OCH 1542 WEST McDowell ROAD DOCUMENT DEPOSITORY 2 PHOENIX, ARIZONA 85007-1634 (602) 254-5992 3 SUZANNA GOLDMAN No. 015442 2005 AUG -2 PM 2: 43 4 FILED Attorneys for Managed Protective Services BY T. QUINTANA 5 Fiduciary Certification Number 20124 6 IN THE SUPERIOR COURT OF THE STATE OF ARIZONA 7 IN AND FOR THE COUNTY OF MARICOPA 8 In the Matter of the Guardianship of and NO: PB 2005-000041 9 Conservatorship for: ROBERT TOOLE, 10 INVENTORY AND APPRAISEMENT 11 an Adult 12 13 In accordance with A.R.S. §14-5418(A), Managed Protective Services, Inc., Fiduciary 14 Certification Number is 20124, Guardian of and Conservator for ROBERT TOOLE in the 15 16 above entitled and numbered action, states that the Inventory attached hereto as Exhibit A: (1) 17 Contains a true statement of all the property owned by the protected person at the time of Conservator's appointment that has come to Conservator's knowledge; 18 19 (2)Indicates the fair market value of the property as of March 11, 2005, the date of 20 Conservator's appointment; 21 (3)Indicates the nature of each item as separate property or community property; and 22 (4) Discloses the type and amount of all encumbrances relating to each item. RESPECTFULLY SUBMITTED this 1st day of August, 2005. 23

Suzanna Goldman, Attorney for Managed Protective Services, Inc.

GOLDMAN LAW OFFICES

PAGE | OF 2

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1 2	Original Inventory and Appraisement filed this 1st day of August, 2005 with Clerk of the Superior Court
3	Copies mailed this 1st day of August, 2005 to:
4	Peter Williams 10451 Palmeras Drive, Suite 208
5	10451 Palmeras Drive, Suite 208 Sun City, AZ 85373 Attorney for Robert Toole
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7	By: Lee Donahue
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EXHIBIT A SUMMARY OF INVENTORY

Robert Toole - PB # 2005-000698 As of 3/11/05

· .	Real Property	Personal Property	Total
Inventory Item Numbers	0	11	
Community Property	0.00	0.00	0.00
Separate Property		300.00	300.00
Total	0.00	300.00	300.00
Less Encumbrances			
NET TOTAL	0.00	300.00	300.00

Jane Anne Geisler, # 20123

President

Managed Protective Services, Inc. # 20124

12252 N. 111th Ave Youngtown, AZ 85363 (623) 974-4679

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GOLDMAN LAW OFFICES 1542 WEST McDowell ROAD PHOENIX, ARIZONA 85007-1634 (602) 254-5992 SUZANNA GOLDMAN NO. 015442



2005 MAY 10 AM 9:57

Attorneys for Petitioner, Managed Protective Services, Inc. Fiduciary Certification Number 20124

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA

CERTIFIED GOPY

IN AND FOR THE COUNTY OF MARICOPAR 2005-000698

In the Matter of the Guardianship of and Conservatorship for:

No: PB 2005-000041

ROBERT TOOLE.

ORDER APPOINTING GUARDIAN OF AND CONSERVATOR FOR ADULT

an Adult.

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Managed Protective Services, Inc. Fiduciary Certification Number 20124, having filed with the Court a Petition for Appointment of Guardian of and Conservator for an Adult: and

The matter having come on regularly to be heard before the Court, the Court finds as follows:

- 1. That venue in this County is proper, and Petitioner is entitled to file said Petition under the provisions of A.R.S. §14-5303(A);
 - 2. That notice has been given as required by law;
- 3. That the Court has received and reviewed the written report of Jay D. Summers, Ph.D., and the written report of the Court Investigator, and finds by clear and convincing evidence that ROBERT TOOLE is an incapacitated person as defined under the provisions of A.R.S. §14-5101(1);
- That the Court further finds by clear and convincing evidence that the appointment of a Guardian is necessary to provide for the demonstrated needs of the incapacitated person;
- 5. That the Court further finds by clear and convincing evidence that the appointment of a Conservator is necessary because the proposed protected person is unable to manage his property and affairs effectively. Said person has property which will be wasted or dissipated unless proper management is provided, or funds are needed for the support of said person and protection is necessary or desirable to obtain or provide such funds;
- 6. That Managed Protective Services, Inc., Fiduciary Certification Number 20124, having fully complied with the disclosure provisions of A.R.S. § 14-5106, is qualified and willing to serve as Guardian and Conservator of the alleged incapacitated and proposed protected person;

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7. That acceptance of appointment as Guardian of and Conservator for Adults has been filed by Petitioner herein.

IT IS THEREFORE ORDERED appointing Managed Protective Services, Inc., Fiduciary Certification Number 20124, as Guardian of ROBERT TOOLE, and granting to it the general power and duties of a guardian pursuant to the provisions of A.R.S. §14-5312, including but not limited to the power to consent for ROBERT TOOLE to receive psychiatric and psychological care and treatment if such care and treatment takes place outside a level one behavioral health facility licensed by the Arizona Department of Health Services. Further, the Guardian shall have the authority to make all health care treatment decisions for the wards, including the authority to withhold or withdraw treatment, and may authorize the withholding or withdrawal of artificially administered nutrition and hydration.

The wards' rights to obtain or retain a driver's license is suspended.

IT IS FURTHER ORDERED appointing Managed Protective Services, Inc., Fiduciary Certification Number 20124, as Conservator of ROBERT TOOLE, and directing that Letters of Conservatorship shall be issued to Managed Protective Services, Inc. upon the posting of bond in the amount of \$7,500.00.

IT IS FURTHER ORDERED that the Guardian shall file written report with the Court, at least annually, on the anniversary date of the Guardian's qualification as Guardian as is required under the provisions of A.R.S. §14-5315(A).

IT IS FURTHER ORDERED that the Conservator shall file an Inventory of the Estate within ninery days after the Conservator's appointment as required under the provisions of A.R.S. §14-5418.

IT IS FURTHER ORDERED that the Conservator shall account to the Court for the administration of the Estate at least annually on the anniversary date of the Conservator's qualification as Conservator as is required under the provisions of A.R.S. § 14-5419.

IT IS FURTHER ORDERED requiring said Guardian and Conservator to notify the Court in writing of any change in the Guardian and Conservator's mailing address, and requiring the Guardian and Conservator to pay any costs which may be due to its failure to so notify the Court.

DONE IN OPEN COURT this 16 day of

WARNING: THIS APPOINTMENT IS NOT EFFECTIVE UNTIL LETTERS: HAVE ISSUED. Hon. Edward Bassett

Judicial Officer of the Superior Court

Page 2 of 2.

GOLDMAN LAW OFFICES
1542 WEST MCDOWELL ROAD
Phoenix, Arizona 85007-163
(602) 254-5992
SUZANNA GOLDMAN NO. 01544
Attornevs for Petitioner, Mana

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HICHAEL A. JEANES. CLERK
BY COLOR
FILED

2005 MAY 10 AM 9: 58

Attorneys for Petitioner, Managed Protective Services, Inc. Fiduciary Certification Number 20124

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA

IN AND FOR THE COUNTY OF MARICOPA PB 2005 - 0006 98

In the Matter of the Guardianship of and Conservatorship for:

ROBERT TOOLE,

an Adult.

No: **PB 2005-000041**

LETTERS OF GUARDIANSHIP OF AND CONSERVATORSHIP FOR ADULT

In accordance with the Order of the Superior Court, Managed Protective Services, Inc., Fiduciary Certification Number 20124, is hereby appointed as Guardian of ROBERT TOOLE, a single man, an incapacitated person. Said Guardian has been granted the general powers and duties of a guardian pursuant to A.R.S. § 14-5312, including but not limited to the power to consent for ROBERT TOOLE to receive psychiatric and psychological care and treatment if such care and treatment takes place outside a level one behavioral health facility licensed by the Arizona Department of Health Services. Further, the Guardian shall have the authority to make all health care treatment decisions for the wards, including the authority to withhold or withdraw treatment, and may authorize the withholding or withdrawal of artificially administered nutrition and hydration.

The wards' rights to obtain or retain a driver's license is suspended.

Managed Protective Services, Inc., Fiduciary Certification Number 20124, is hereby appointed as Conservator of ROBERT TOOLE, a single man, a protected person. Said Conservator has been granted the general powers and duties of Conservator.

IN WITNESS WHEREOF I have hereunto set my hand and official seal:

MAY 1 0 2005

The foregoing instrument is a full, true and correct copy of the original on file in this office.

I further certify that the Order/Statement appointing the Personal Representative 2005 Guardian was signed on MAY and that these

letters have not been revoked.

Attest MAY 1 0 2005

Attest IVAI = 0 WILD ANTES Clerk of the Superior Court of the State of Arizons, in and for precognity of Maricopa

Page 1 of 1

MICHAEL K. JEANES Clerk of the Superior Court Maricop County Arizona

Deputy Clerks Co

COURT

Pro Of Arizona

GOLDMAN LAW OFFICES 1542 WEST McDowell ROAD PHOENIX, ARIZONA 85007-1634 (602) 254-5992 SUZANNA GOLDMAN NO. 015442

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MICHAEL K. JEANES, CLERK RECEIVED OCH DOCUMENT DEPOSITORY

2005 AUG -2 PM 2:43

Attorneys for Managed Protective Services Fiduciary Certification Number 20124

FILED BY T. QUINTANA

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA

IN AND FOR THE COUNTY OF MARICOPA

In the Matter of the Guardianship of and Conservatorship for:

NO: PB 2005-000041

ROBERT TOOLE,

INVENTORY AND APPRAISEMENT

an Adult

In accordance with A.R.S. §14-5418(A), Managed Protective Services, Inc., Fiduciary Certification Number is 20124, Guardian of and Conservator for ROBERT TOOLE in the above entitled and numbered action, states that the Inventory attached hereto as Exhibit A:

- (1) Contains a true statement of all the property owned by the protected person at the time of Conservator's appointment that has come to Conservator's knowledge;
- Indicates the fair market value of the property as of March 11, 2005, the date of **(2)** Conservator's appointment;
- Indicates the nature of each item as separate property or community property; and (3)
- Discloses the type and amount of all encumbrances relating to each item. (4)

RESPECTFULLY SUBMITTED this 1st day of August, 2005.

GOLDMAN LAW OFFICES

Suzamía Goldman, Attorney for

Managed Protective Services, Inc.

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PAGE | OF 2

1	Original Inventory and Appraisement filed this 1st day of August, 2005 with Clerk of the Superior Court
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3	Copies mailed this 1 st day of August, 2005 to:
4	Peter Williams 10451 Palmeras Drive Suite 208
5	10451 Palmeras Drive, Suite 208 Sun City, AZ 85373 Attorney for Robert Toole
6	Automoy for Robert Toole
7	By: Rec Done hie
8	Lee Donahue
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EXHIBIT A SUMMARY OF INVENTORY

Robert Toole - PB # 2005-000698 As of 3/11/05

•	Real Property	Personal Propert <u>y</u>	Total
Inventory Item Numbers	0	1	
Community Property	0.00	0.00	0.00
Separate Property		300.00	300.00
Total	0.00	300.00	300.00
Less Encumbrances			
NET TOTAL	0.00	300.00	300.00

Jane Anne Geisler, # 20123

President

Managed Protective Services, Inc. # 20124

12252 N. 111th Ave Youngtown, AZ 85363 (623) 974-4679

INVENTORY of Robert Toole, PB2005-000698

Type Designations: R=Real; P=Personal; S=Separate; C=Community

NO.	TYPE	PROPERTY DESCRIPTION	FAIR MKT VALUE	ENCUM- BRANCES	NET VALUE
1	Р	Wells Fargo Checking Account #	300.00		300.00

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LAW OFFICE OF GARY M. GALLNER

Gary M. Gallner 11008 W. Sunflower Place Avondale, Arizona 85323 623-877-0422 State Bar No. 006176

Attorneys for Guardian and Conservator



IN THE SUPERIOR COURT OF THE STATE OF ARIZONA IN AND FOR THE COUNTY OF MARICOPA

In the Matter of the Guardianship and Conservatorship of

ISABELLE REEVE,

Deceased.

No. PB 2002-000860

PETITION FOR APPROVAL OF FIFTH AND FINAL ANNUAL ACCOUNTING OF CONSERVATOR AND REQUEST FOR EXONERATION OF BOND

Petitioner, MANAGED PROTECTIVE SERVICES, INC., an Arizona corporation, hereby presents the following to the Court:

- 1. Petitioner was appointed as Temporary Guardian and Conservator for the Estate of Isabelle Reeve, an Incapacitated Adult, on March 13, 2002, and thereafter qualified and accepted such appointment; and was thereafter appointed as Permanent Guardian and Conservator for the Estate of Isabelle Reeve, an Incapacited Adult, on April 19, 2002, and thereafter qualified and accepted such appointment.
- 2. Attached hereto is the Fifth and Final Annual Accounting showing receipts and disbursements during the accounting period from May 1, 2007 through May 31, 2007, and property on hand at the end of the period.
- 3. Pursuant to Local Rules of Practice for the Superior Court of Arizona for Maricopa County, submitted herewith is Fiduciary's 5.7 Affidavit and Statement of Basis for

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27 28 LAW OFFICE OF GARY M. GALLNER Gary M. Gallner (#006176) 11008 W. Sunflower Place Avondale, Arizona 85323 623-877-0422

Attorneys for Guardian and Conservator

COPY

JUIY - 9 2006



IN THE SUPERIOR COURT OF THE STATE OF ARIZONA IN AND FOR THE COUNTY OF MARICOPA

In the Matter of the Guardianship and Conservatorship of

ISABELLE REEVE,

An incapacitated Adult.

No. PB 2002-000860

PETITION FOR APPROVAL OF FOURTH ANNUAL ACCOUNTING OF CONSERVATOR AND REQUEST FOR REDUCTION OF BOND

Petitioner, MANAGED PROTECTIVE SERVICES, INC., an Arizona corporation, hereby presents the following to the Court:

- 1. Petitioner was appointed as Temporary Guardian and Conservator for the Estate of Isabelle Reeve, an incapacitated Adult, on March 13, 2002, and thereafter qualified and accepted such appointment; and was thereafter appointed as Permanent Guardian and Conservator for the Estate of Isabelle Reeve, an Incapacited Adult, on April 19, 2002, and thereafter qualified and accepted such appointment.
- Attached hereto is the Fourth Annual Accounting showing receipts and disbursements during the accounting period from May 1, 2005 through April 30, 2006, and property on hand at the end of the period.
 - The Bond presently on file with the Court is \$84,000.00.
- 4. With the currently unrestricted estate assets of \$27,091.75 plus the unrestricted income in the amount of \$11,088.00, the total unrestricted estate assets would

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LAW OFFICE OF GARY M. GALLNER

Gary M. Gailner (#006176) 11008 W. Sunflower Place Avondale, Arizona 85323 623-877-0422

Attorneys for Guardian and Conservator



JUN 3 0 2005



IN THE SUPERIOR COURT OF THE STATE OF ARIZONA IN AND FOR THE COUNTY OF MARICOPA

In the Matter of the Guardianship and Conservatorship of

ISABELLE REEVE,

An Incapacitated Adult.

No. PB 2002-000860

PETITION FOR APPROVAL OF THIRD ANNUAL ACCOUNTING OF CONSERVATOR AND REQUEST FOR RELEASE OF RESTRICTED FUNDS

Petitioner, MANAGED PROTECTIVE SERVICES, INC., an Arizona corporation, hereby presents the following to the Court:

- 1. Petitioner was appointed as Temporary Guardian and Conservator for the Estate of Isabelle Reeve, an Incapacitated Adult, on March 13, 2002, and thereafter qualified and accepted such appointment; and was thereafter appointed as Permanent Guardian and Conservator for the Estate of Isabelle Reeve, an Incapacited Adult, on April 19, 2002, and thereafter qualified and accepted such appointment.
- 2. Attached hereto is the Third Annual Accounting showing receipts and disbursements during the accounting period from May 1, 2004 through April 30, 2005, and property on hand at the end of the period.
 - 3. The Bond presently on file with the Court is \$100,000.00.
- 4. Conservator currently has total unrestricted funds available to it of \$20,669.18 against which it anticipates annual expenses for the upcoming year of \$59,200.00, leaving a

LAW OFFICE OF GARY M. GALLNER Gary M. Gallner (#006176) 11008 W. Sunflower Place Avondale, Arizona 85323

623-877-0422

Attorneys for Guardian and Conservator

MICHAEL K. JEANES Clerk of the Superior Court

By ANGELA NORTHROP, Deputy
Date 07/30/2004 Time 03:28 PM
Description Oty Amount
CASEN PB2002-000860 --

PROBATE ACCOUNTING 001 250.00

TOTAL ANGUNT Receipt# 00006376239

250.00

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA IN AND FOR THE COUNTY OF MARICOPA

In the Matter of the Guardianship and Conservatorship of

ISABELLE REEVE,

An Incapacitated Adult.

No. PB 2002-000860

PETITION FOR APPROVAL OF SECOND ANNUAL ACCOUNTING OF CONSERVATOR

Petitioner, MANAGED PROTECTIVE SERVICES, INC., an Arizona corporation, hereby presents the following to the Court:

- 1. Petitioner was appointed as Temporary Guardian and Conservator for the Estate of Isabelle Reeve, an Incapacitated Adult, on March 13, 2002, and thereafter qualified and accepted such appointment; and was thereafter appointed as Permanent Guardian and Conservator for the Estate of Isabelle Reeve, an Incapacited Adult, on April 19, 2002, and thereafter qualified and accepted such appointment.
- 2. Attached hereto as Exhibit A is the First Annual Accounting showing receipts and disbursements during the accounting period from May 1, 2003 through April 30, 2004, and property on hand at the end of the period.
- 3. The Bond presently on file with the Court, totaling \$100,000.00 is sufficient to cover the unrestricted estate assets.

Petitioner requests that:

A. A time and place be fixed for the hearing of this First Annual Accounting.

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LOOSE, BROWN & GALLNER, P.C. Donald A. Loose (006636 C. Kyle Brown (019008) Gary M. Gallner (006176)

11209 N. Tatum Blvd., Suite 130 Phoenix, Arizona 85028 (602) 971-4800 FILED 2003 JIM 27 PM 4: 19

, Michael, R. Jeanes, Clerk'

554176

Attorneys for Guardian and Conservator

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA IN AND FOR THE COUNTY OF MARICOPA

In the Matter of the Guardianship and Conservatorship of

ISABELLE REEVE,

An Incapacitated Adult.

No. PB 2002-000860

PETITION FOR APPROVAL OF FIRST ANNUAL ACCOUNTING OF CONSERVATOR

Petitioner, MANAGED PROTECTIVE SERVICES, INC., an Arizona corporation, hereby presents the following to the Court:

- 1. Petitioner was appointed as Temporary Guardian and Conservator for the Estate of Isabelle Reeve, an Incapacitated Adult, on March 13, 2002, and thereafter qualified and accepted such appointment; and was thereafter appointed as Permanent Guardian and Conservator for the Estate of Isabelle Reeve, an Incapacited Adult, on April 19, 2002, and thereafter qualified and accepted such appointment.
- 2. Attached hereto as Exhibit A is the First Annual Accounting showing receipts and disbursements during the accounting period from March 11, 2002 through April 30, 2003, and property on hand at the end of the period.
- 3. The Bond presently on file with the Court, totaling \$83,000.00 is sufficient to cover the unrestricted estate assets.

Petitioner requests that:

A. A time and place be fixed for the hearing of this First Annual Accounting.

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BY A JEANES, CLERK
BY FILED

GARY M. GALLNER, P.C.

2002 APR 18 AM 9: 17

3301 North Litchfield Road, Suite 500 Goodyear, Arizona 85338 Telephone (602) 536-8001 Fax (602) 536-8003 State Bar No. 006176

CERTIFIED COPY

Attorney for Petitioner

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IN THE SUPERIOR COURT OF THE STATE OF ARIZONA IN AND FOR THE COUNTY OF MARICOPA

In the Matter of the Guardianship and Conservatorship of

ISABELLE REEVE,

An Incapacitated Adult.

No. PB2002-000860
LETTERS OF APPOINTMENT AS
PERMANENT GUARDIAN AND
CONSERVATOR

ISSUANCE OF LETTERS

MANAGED PROTECTIVE SERVICES, INC., is hereby appointed Permanent Guardian and Conservator of ISABELLE REEVE, an incapacitated adult, until further order of this Court.

Restrictions that apply to this permanent appointment, by order of the Court:

21 NONE.

23 WITNESS:

APR 1 8 2002

Clerk of the Superior (

25 SEAL

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1	ACCEPTANCE OF LETTERS OF APPOINTMENT
2	STATE OF ARIZONA)
3)ss: County of Maricopa)
4	I accept the duties as permanent guardian and conservator of ISABELLE REEVE, and I
5	swear that I will perform these duties according to law.
6	Stephen M. Buckle for
7	Stephen M. Buckle for Jane Anne Geisler, President of
8	Manager Protective Services, Inc.
9	SUBSCRIBED AND SWORN to before me this 3.2 day of, 2002, by
10	Stephen M. Buckle.
11	Notary Public Prayentken
12	/Notary Public
13	My Commission Expires:
14	OFFICIAL SEAL ISABELLE GRAPENTHIN ISABELLE GRAPENTHIN NOTARY PUBLIC. STATE OF ARIZONA NOTARY PUBLIC. STATE OF ARIZONA NOTARY PUBLIC. STATE OF ARIZONA NOTARY PUBLIC. STATE OF ARIZONA
15	MARICOPA COUNTY My Comm. Expires Oct. 5, 2002
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The foregoing instrument is a full, true and correct copy of the original on file in this office.

I further certify that the Order/Statement appointing the Personal Representative Conservator Guardian was signed on All Representative Conservator Guardian and that these letters have not been revoked.

Attest APR 1 3 2002

MICHAEL M. JENES, Clerk of Re Superior Court of the State of All one of and from Country of Maricopa.

Cook H



OFFICIAL RECORDS OF MARICOPA COUNTY RECORDER HELEN PURCELL 2007-1133776 10/18/07 09:43 AM 2 OF 3

FRAUSTOJ

· When recorded mail to:

Managed Protective Services, Inc. 12252 N. 111th Ave Youngtown, AZ 85363

Caption Heading: Letters of Guardian and

Conservator

DO NOT REMOVE

This is a part of the official document

CERTIFIED COPY

MICHAEL K. JEANES. CLERK

WILLIAMS & HALLADAY, P.L.C.

2420 West Ray Road, Suite 1

Chandler, Arizona 85224

Telephone (480) 917-0237

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Peter M. Williams SBN 018190

Attorney for Guardian/Conservator

2007 JUL 25 AM 8: 54

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA

IN AND FOR THE COUNTY OF MARICOPA

In the Matter of the Guardianship of and Conservatorship for:

EDITH P. COOK,

An Adult Protected Person

Cause Number: PB2007-070012

LETTERS OF GUARDIAN AND CONSERVATOR AND ACCEPTANCE OF APPOINTMENT

LETTERS OF GUARDIAN AND CONSERVATOR

JANE ANNE GEISLER, President of Managed Protective Services, Inc., is hereby appointed Guardian of and Conservator for EDITH P. COOK and is granted the general powers of a Guardian and Conservator pursuant to Arizona Revised Statutes Sections 14 5312 and 5312.01(A), 14-5425 and 5425. Bond \$ 90.000.00

EDITH P. COOK's right to obtain or retain a driver license is suspended.

JUL 2 5 2007

WITNESS: 200

Clerk of the Superior Court

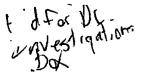
The foregoing instrument is a full, true and correct copy of the original on file in this office.

Personal Representative VConservator Guardian was signed on 177 2700/ and that these Personal Representation was signed on NCT 1 2 700 letters have not been revoked. and that these

MICHAEL K. JEANES, Clerk of the Superior Court of the State of Arizona, in and for the county of Maricopa.

Deputy 1

Arizona



Unofficial **Document**

WHEN RECORDED, MAIL TO: Law Office of Catherine Leas 10451 Palmeras Drive, Suite 208 Sun City, Arizona 85373

SPECIAL WARRANTY DEF

Effective Date: immediately	County and State where Real Property is located: Maricopa
GRANTORS (Name, Address and ZIP Code) VICTOR V. COOK and EDITH P. COOK, husband and wife, of 21651 N. 124th Court, Sun City West, Arizona 85375	GRANTEES (Name, Address and ZIP Code) VICTOR V. COOK and EDITH P. COOK, Trustees of the VICTOR V. AND EDITH P. COOK LIVING TRUST, dated December 29, 2003, of 21651 N. 124th Court. Sun City West. Arizona 85375.
SUBJECT REAL PROPERTY (Address or Location) 21651 N. 124th Court, Sun City West, Arizona 85375	

SUBJECT REAL PROPERTY (Legal Description)

Lot Thirty One (31) of SUN CITY WEST UNIT 19A, according to the plat of record in the Office of the County Recorder of Maricopa County Arizona, Recorded in Book 260 of Maps, Page 9.

Subject to current taxes and assessments, liens, encumbrances, covenants, conditions, restrictions, rights of way and easements of record.

This deed exempt pursuant to A.R.S. §11-1134 B.8.

The Beneficiaries of this Trust are VICTOR V. and EDITH P. COOK of 21651 N. 124th Court, Sun City West, Arizona 85375.

For valuable consideration, Grantors conveys to Grantees, all right, title and interest of Grantor in Subject Real Property, together with all rights and privileges appurtenant or to become appurtenant to Subject Real Property on Effective Date, and Grantors warrant against any and all acts of Grantors.

Signatures of Grantors:

Victor V. Cook
VICTOR V. COOK

Edith & Cook

EDITH P. COOK

OFFICIAL RECORDS OF MARICOPA COUNTY RECORDER HELEN PURCELL 2006-1079925 08/14/06 11:46 AM 10 OF 20

SOTOR

When recorded mail to:

Williams&Halladay, P.L.C. 10451 W. Palmeras Drive, Ste. 208 Sun City, AZ 85373

CAPTION HEADING: Certified Letters of Temporary Conservatorship of ELOISE FERGUSON a/k/a ELOISE E. MCATEER

Property located on the attached list with address and deed numbers.

DO NOT REMOVE

This is part of the official document

CERTIFIED COPY

2006 JUL 31 AM 8:53

WILLIAMS & HALLADAY, P.L.C. 1 10451 Palmeras Drive, Suite 208 2 Sun City, Arizona 85373 Telephone (623) 875-9501 3 Peter M. Williams SBN 018190 4 Attorney for Temporary Conservator 5 IN THE SUPERIOR COURT OF THE STATE OF ARIZONA 6 In the Matter of the Temporary Conservatorship Estate of: 7 ELOISE FERGUSON a/k/a ELOISE 8 E. MCATEER, 9 An Adult Protected Person 10 11 12 13 14 15 16

IN AND FOR THE COUNTY OF MARICOPA Cause Number: PB 2006-070456

> LETTERS OF TEMPORARY CONSERVATORSHIP AND ACCEPTANCE OF APPOINTMENT

(Assigned to Honorable Casey Newcomb)

LETTERS OF CONSERVATORSHIP

JANE ANNE GEISLER, President of Managed Protective Services, Inc. is hereby appointed as Temporary Conservator of the Estate of ELOISE FERGUSON a/k/a ELOISE E. MCATEER and is granted the general powers of Conservators pursuant to Arizona Revised Statutes Sections 14 5424, and 5425, subject to the following restrictions: all real property and all a sseds above #175 000.00 are restricted and shall not be sold, transferred as encumbered without coust order.

with Road Trs.000.00.

ELOISE FERGUSON a/k/a ELOISE E. MCATEER's right to obtain or retain a

driver license is suspended.

These letters shall expire on: Nov 15

WITNESS: JUL 2 8 2006 2006.

ASUPERIOR COURT

ete Deputy Clerk

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3	ACCEPTANCE
4	STATE OF) ss.
5	County of
6	I, JANE ANNE GEISLER, President of Managed Protective Services, Inc., do hereby accept the duties of Temporary Conservator of ELOISE FERGUSON a/k/a
7	ELOISE E. MCATEER and swear that I will perform, according to law, such duties.
8	De Carlos
9	JANE ANNE GEISLER, #20123
10	Managed Protective Services, Inc. #20124 12252 N. 111th Avenue
11	Youngtown, AZ 85363
12	·
13	Subscribed and sworn to before me, a notary public in and for said county and state, this 27day of
14	Jacob Sy Jin VI VI GENERAL
15	MARY JOHNSON Mary Whusm
16	Notary Public - Arizona Maricopa County Expires 05/15/08 Notary Public
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19	The foregoing instrument is a full, true and correct copy of the original on file in this office.
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	the original on file in this office. I further certify that the Order/Statement appointing the Personal Representative Conservator Guardian was signed on 7-76-06 and that these letters have not been revoked. Attest 1 1 2006
20	the original on file in this office. I further certify that the Order/Statement appointing the Personal Representative Correct Guardian was signed on 7-26-06 and that these letters have not been revoked. Attest 31 2005 MICHAEL K. JEANES, Clerk of the Superior Court of the State of Arizona, in and for the county of Maricopa.
20 21	the original on file in this office. I further certify that the Order/Statement appointing the Personal Representative Correct Court of the was signed on 7-26-06 and that these letters have not been revoked. Attest 1 3 1 2005 MICHAEL K. JEANES, Clerk of the Superior Court of the
20 21 22	the original on file in this office. I further certify that the Order/Statement appointing the Personal Representative Correct Guardian was signed on 7-26-06 and that these letters have not been revoked. Attest 31 2005 MICHAEL K. JEANES, Clerk of the Superior Court of the State of Arizona, in and for the county of Maricopa.
20 21 22 23	the original on file in this office. I further certify that the Order/Statement appointing the Personal Representative Correctator Guardian was signed on 7-76-06 and that these letters have not been revoked. Attest 3 2005 MICHAEL K. JEANES, Clerk of the Superior Court of the State of Arizona, in and for the county of Maricopa.

When recorded mail to:

IANAGED PROTECTIVE SERVICES

10404 W. Coggins Dr 2707

UN City, AZ 85351



OFFICIAL RECORDS OF MARICOPA COUNTY RECORDER HELEN PURCELL 2002-0395251 04/18/02 09:28 1 OF 1

GORDONE

CAPTION HEADING: Letters of 9/C

DO NOT REMOVE

This is part of the official document.

ELOISE FERGUSON a/k/a ELOISE E. MCATEER REAL PROPERTY

Name	Property Address	Deed Record #
Eloise Ferguson	21508 W. Lone Mountain Road – 85361	#12408-0907
Eloise Elizabeth McAteer	15602 N. 38 th Street — Phoenix	#870567207
Eloise McAteer	21717 W. Wilson Avenue – 85361	#900038401
Eloise McAteer	21717 E. Wilson Avenue	#900038408
Eloise McAteer	21717 E. Wilson Avenue	#900038404
Eloise McAteer	21538 W. Lone Mountain	#870567206
Eloise McAteer	21701 W. Griffin Avenue	#900038403
Eloise McAteer	Subdivision Nadaburg	#900038400
Eloise McAteer	Subdivision Nadaburg	#900038407
Eloise McAteer	Subdivision Nadaburg	#900038402
Eloise McAteer	Subdivision Nadaburg	#900038406
Eloise McAteer	Subdivision Nadaburg	#900038405
Elizabeth E. McAteer	35 5N 3W	#11168-0925
Elizabeth McAteer	21613 W. Wilson Avenue	#840129506

GARY M. GALLNER, P.C.

2002 APR 18 AM 9: 17

3301 North Litchfield Road, Suite 500 Goodyear, Arizona 85338 Telephone (602) 536-8001 Fax (602) 536-8003 State Bar No. 006176

CERTIFIED COPY

Attorney for Petitioner

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IN	TH	E SUPERIOR COURT OF THE STATE OF ARIZONA
	•	IN AND FOR THE COUNTY OF MARICOPA

In the Matter of the Guardianship and Conservatorship of

ISABELLE REEVE,

An Incapacitated Adult.

No. PB2002-000860 LETTERS OF APPOINTMENT AS PERMANENT GUARDIAN AND **CONSERVATOR**

ISSUANCE OF LETTERS

MANAGED PROTECTIVE SERVICES, INC., is hereby appointed Permanent Guardian and Conservator of ISABELLE REEVE, an incapacitated adult, until further order of this Court.

Restrictions that apply to this permanent appointment, by order of the Court:

NONE.

APR 1 8 2002

SEAL

WITNESS:

Clerk of the Superior



1	ACCEPTANCE OF LETTERS OF APPOINTMENT
2	STATE OF ARIZONA)
3)ss: County of Maricopa)
4	I accept the duties as permanent guardian and conservator of ISABELLE REEVE, and I
.5	swear that I will perform these duties according to law.
6	Btiphen In Buckle
7	Stephen M. Buckle for
8	Jane Anne Geisler, President of Manager Protective Services, Inc.
9	SUBSCRIBED AND SWORN to before me this ZZ day of £1/2. 2002, by
10	Stephen M. Buckle.
11	Lakelle Grasenthen
12	Notary Public
13	My Commission Expires:
14	10/5/02 OFFICIAL SEAL ISABELLE GRAPENTHIN NOTARY PUBLIC STATE OF ARIZONA NOTARY PUBLIC AND COUNTY
15	MARICOPA COUNTY MARICOPA COUNTY My Comm. Expires Oct. 5, 2002
16	c:\wmward\forms\probate\reeve, 1sabelle\teters of appt as permanent gain and conservator.doc
17	
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23	The foregoing instrument is a full, true and correct copy of
24	the original on file in this office. I further certify that the Order/Statement appointing the
25	Fersonal Representative Conservator Guardian was signed on APR 1 5 2002 and that these letters have not been revoked.
26	Attest APR 1 8 2002
27	MICHAEL A. JEANS, Clerk of the Superior Court of the State of Anzona In and 1 athercounty of Maricopa.

Cally 1911. Call 111. Call 11. Call 11.

2.

Sweet Home Adult Care Home 15973 N 77th Avenue Peoria, AZ 85382 Phone: (623) 487-1124 Managa/Contects: Lucia Microla

To: Managed Pretective Services	1	
Daie 12-0192006		
RE: ISABELLE REEVE.	and the second s	
Menth of Billings NOVENBER	and the state of t	سالة المستمار والمعيامة وم
Room & Bose Front Amounts 2000.		
Miscellaneous Costs:		
1. NOVETBER \$ 2000.0.		A COMPANY OF THE PROPERTY OF T
2 DECEMBRE. \$ 2000 ===	•	
3	- Constitution of the Cons	
4		
Total Amount Doc: \$ 2000	400	2. 08.
Date Dine	, I	
Payable To: Sweet Home Adult Care	er L	Service of the servic
If you have any operations please call anything.		
Thank You	1.11 And 1.1	
Venager		المار الم

WILLIAMS & HALLADAY, P.L.C. 10451 Palmeras Drive, Suite 208 Sun City, Arizona 85373

06 MAY 31 PM 12: 29

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Telephone (623) 875-9501

Peter M. Williams SBN 018190

Attorney for Managed Protective Services, Inc.

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IN THE SUPERIOR COURT OF THE STATE OF ARIZONA

IN AND FOR THE COUNTY OF MARICOPA

In the Matter of the Intestacy Proceeding of:

NORMA REIMCHE,

Deceased.

Cause Number: PB2005-070811

PROOF OF MAILING OF **INVENTORY AND APPRAISEMENT**

(Assigned to the Honorable Casey Newcomb)

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STATE OF ARIZONA

COUNTY OF MARICOPA)

The undersigned, Eileen Rossback, Paralegal for Peter M. Williams, states that a copy of the Inventory and Appraisement of the above Estate was mailed on May-31, 2006, to the following persons:

19 20

Name 21

Delores Hipke

23

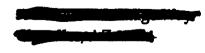
22

Rita Sturgiss 24

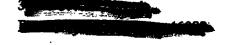
25

Richard D. Wells 26.

Address







Sherl Walls DATED this 3/ day of May, 2006. Eileen Rossback · 6 STATE OF ARIZONA COUNTY OF MARICOPA) SUBSCRIBED AND SWORN TO before me this 3/ day of May, 2006 by Eileen Rossback. Notary Public My Commission Expires: 2/14/09

MANAGED PROTECTIVE SERVICES

MEMO

DATE:

October 3, 2007

FROM:

Jane Anne Geisler, President

TO:

Ida White

Mary Johnson MJ

Glenn Gloria <u>606</u>

Nicolle Escalante

Myrna Richard MW

RE:

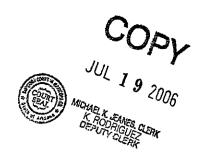
Securing Assets

To all Financial Staff:

Please ensure all assets/accounts are accurately re-titled in accordance with all court orders. Additionally, please verify title changes if a client is deceased or terminated (i.e. Power of Attorney to Personal Representative).

· Should you have any questions or concerns regarding this matter please feel free to see me directly.

WILLIAMS & HALLADAY, P.L.C. 10451 Palmeras Drive, Suite #208 Sun City, Arizona 85373 Telephone (623) 875-9501 Peter M. Williams SBN 018190 Attorney for Temporary Guardian/ Conservator



IN THE SUPERIOR COURT OF THE STATE OF ARIZONA IN AND FOR THE COUNTY OF MARICOPA

In the Matter of the TemporayrGuardianship/)
Conservatorship of:

NO. PB 2006-070456

ELOISE FERGUSON
Aka Eloise E. Mc Ateer

PROOF OF RESTRICTED ACCOUNTS FROM BANK OF AMERICA

An incapacitated and Protected Adult)

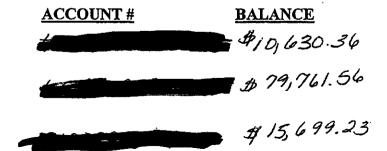
BANK OF AMERICA

10743 Grand Ave

Sun City, AZ 85351-3472

This institution holds the following account for the above-captioned estate in the name of Elosie Ferguson AKA Elosie E. McAteer, an incapacitated and protected adult, by JANE ANNE GEISLER, President of Managed Protective Services, Inc., Conservator as follows:

TYPE		
CD		
CP		
CD		



The above named accounts are **RESTRICTED**. No changes will be made to these accounts without a **CERTIFIED COURT ORDER**. Reinvestments and deposit may be made without an order of the Court as long as the accounts remain restricted at this institution.

Bank of America

10743 Grand Ave

Sun City, AZ 85351-3472

DATED: This	10	day of _	July	2006

BY Poline f. Marichala

PRINTED NAME AND TITLE: Robin F Marichalar BCM.

By Robin F Manchalar

NOTARY PUBLIC



This document must be signed by a Branch Manager or a Resident Manager of an Investment Securities Dealer.

Managed Protective Services, Inc. Compliance Audit Report

Finding # 6 Accuracy Related Attributes: Arizona Code of Judicial Administration §§ 7-202 (J)(4)(j) & 7-202(J)(5)(h)	The inventory and appraisement, annual accounting and annual guardianship reports required by the court were inaccurately prepared and/or documented in the sampled cases: • Amount of \$3.57 in Bank of America account conflicts with first & final accounting filed with the court which shows balance of \$0.00 - Client # 2 • Conflicting amounts on proof for Bank of America CD #5556 and Inventory filed with the court - Client # 8 • The "High" closing amount was used when calculating stock values - Client # 10 • A double billing July 18, 2006 was noted - Client # 10				
Requirement	The fiduciary must ensure any document filed with the Superior Court is complete, accurate and understandable.				
Auditee's Response	"Agree: Amount of \$ 3.57 in Bank of America account conflicts with first and final accounting filed with the court which shows a balance of \$ 0.00 - Client # 2 The balance of \$ 3.57 in the Bank of America account was interest accrued prior to the clearance of all checks, and therefore was not reflected in the final accounting." "Disagree: Conflicting amounts on proof of Bank of America CD # 55556 and Inventory filed with the court - Client # 8 The amount listed on the Proof of Restricted account accurately reflects the accrued interest in the amount of \$ 189.79. MPS had not yet received the quarterly interest which then required posting."				
*	AUDITOR'S NOTE: FINDING STANDS "Disagree: A double billing July 18, 2006 was noted – Client # 10 The July 18, 2006 was not a double billing, however was a				
	"scribbler's error" leading to the belief that it was a double entry.				

INVENTORY of Eloise Ferguson, PB2006-070456

Type Designations: R=Real; P=Personal; S=Separate; C=Community

NO.	TYPE	PROPERTY DESCRIPTION		FAIR MKT VALUE	ENCUM- BRANCES	NET VALUE
1	Р	Bank of America CD Account #	(Restricted)	15,663.06	0.00	15,663.06
2	P	Bank of America CD Account #	(Restricted)	79,577.77	0.00	79,577.77
3	P	Bank of America CD Account	(Restricted)	10,600.11	0.00	10,600.11
4	Р	Bank Of America Checking Account		271.56	0.00	271.56
5	Р	Chase CD Account #	(Restricted)	35,892.28	0.00	35,892.28
6	Р	Chase Checking Account #		6,794.52	0.00	6,794.52
7	Р	Chase Prem. Checking Account #		40,143.12	0.00	40,143.12
8	Р	Wells Fargo CD Account # 2000007170	(Restricted)	36,441.75	0.00	36,441.75
9	Р	Wells Fargo CD Account		30,738.14	0.00	30,738.14
10	P	Wells Fargo Checking Account #25		4,310.15	0.00	4,310.15
11	₽	Wells Fargo Savings Account #		74,844.59	0.00	74,844.59
12	Р	Livestock Horse/Cattle		6,800.00	0.00	6,800.00
13	Р	Vehicle 2002 Dodge Ram P/up		3,000.00	0.00	3,000.00
14	Р	Vehicle 1988 Chevy Blazer (wrecked)		150.00	0.00	150.00
15	Р	Vehicle 1986 Dodge Pickup (wrecked)		350.00	0.00	350.00
16	Р	Guns Variety (see attached list)		2,540.00	0.00	2,540.00

10/19/07

Command ===> STI2

ACCOUNT HISTORY INFORMATION

17:00:11

Account Frod Type 210 FIXED TERM CD 6-11 MOS.

Name ELOIS	SE E MC ATI	eer				
		AMOUNT /				SVC CHRG/
SEQ BA	ATCH TRAN	RATE	DATE		CRIPTION	TAX/RA
				REN 101605	TRM D 180	
_		99.51	C 11/16/05	01	INTEREST P	
_			C 12/16/05	01	INTEREST E	
·		99.74	C 01/16/06	01	INTEREST F	EARNED
_			C 02/16/06		INTEREST H	EARNED
_		90.32	C 03/16/06	01	INTEREST E	EARNED
		93.66	C 04/14/06	01	INTEREST E	EARNED
_				INT RT CHG		
-				REN 041406		
-			C 05/14/06		INTEREST E	EARNED
			C 06/14/06		INTEREST E	EARNED
- .		183.79	C 07/14/06	01	INTEREST I	EARNED
_	•	190.35	C 08/14/06	01	INTEREST I	
_			C 09/14/06		INTEREST I	
. —			C 10/11/06		INTEREST I	
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1 GOLDMAN LAW OFFICES 1542 WEST MCDOWELL ROAD 2 PHOENIX, ARIZONA 85007-1634 (602) 254-5992 3 SUZANNA GOLDMAN NO. 015442

2016 FEB 14 PH 2: 35

Attorney for Managed Protective Services, Inc. Fiduciary License No. 20124

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IN THE SUPERIOR COURT OF THE STATE OF ARIZONA IN AND FOR THE COUNTY OF MARICOPA

8 In the Matter of the 9 WILLIAM H. TOOLE REVOCABLE TRUST DATED JUNE 8, 1989. 10

PB2005-000041 No: PB2005-000698 (Consolidated)

In the Matter of the Guardianship of and Conservatorship for:

ROBERT TOOLE.

an Adult.

PETITION FOR APPROVAL OF FIDUCIARY and ATTORNEY FEES; DISCHARGE OF CONSERVATOR; and EXONERATION OF BOND

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Managed Protective Services, Inc., Fiduciary License No. 20124, acting through its Principal, Jane Anne Geisler, Fiduciary License No. 20123 (hereinafter collectively "MPS"), by and through its counsel undersigned, hereby accounts to the Court as follow:

- On May 26, 2005, upon the Petition of MPS, MPS was appointed as Guardian of and Conservator for ROBERT TOOLE (Robert).
- 2. MPS posted a surety bond in the amount of \$7,500.00.
- On July 1, 2005, the Hon. Edward Bassett entered the Order Approving Settlement Agreement which provided, inter alia, removing attorney Gale T. Dake as Trustee of Rober's trust and appointing Home National Bank as Successor Trustee.
 - 4. MPS is Robert's Representative Payee for his social security payments which was recently increased to \$882.00/month. The Trustee distributes \$400/month to MPS, which sum MPS gives directly to Robert. Robert pays all his personal needs from the \$400 monthly stipend, MPS pays all his remaining expenses from the social security.
- Because Robert no longer requires a Conservator (inasmuch as he himself handles the 5.

 trust distributions and MPS handles his social security as Representative Payee); MPS requests that its appointment as Conservator be terminated and its bond exonerated.

- 6. The Local Rule 5.7 Statement of Guardian and Conservator Fees for the Estate of Robert Toole for the Period July 1, 2005 through November 30, 2005 is attached hereto as **Exhibit A**, and shows that Managed Protective Services billed a total of \$9,278.39 consisting of Fiduciary Fees in the amount of \$7,952.00 and reimbursable Fiduciary Costs of \$1,326.39. Fiduciary Fees were derived from 111.9 hours of services consisting of 2.2 hours billed at \$35.00 per hour; 37.7 hours billed at \$65.00 per hour; 8.3 hours billed at \$75.00 per hour; 51.2 hours billed at \$85.00 per hour; 9.2 hours billed at \$95.00 per hour; and 3.3 hours billed at \$100.00 per hour.
- 7. The Rule 5.7 Application Regarding Attorney's Fees and Costs for the Period July 16, 2005 Through January 31, 2006 prepared by MPS's attorney, Goldman Law Offices, is attached hereto as Exhibit B, and MPS requests approval of said fees and costs totaling \$2,327.36.

WHEREFORE, the Guardian and Conservator requests that, after notice and hearing, the Court enter its Order:

- A. Approving the sum of \$9,278.39 as and for fiduciary fees and costs to Managed Protective Services, Inc.; and ordering Home National Bank as Trustee of the William H. Toole Revocable Trust Dated June 8, 1989 to pay said sum to Managed Protective Services, Inc.;
- B. Approving the sum of \$2,327.36 as and for attorney's fees and costs to the Goldman Law Offices; and ordering Home National Bank as Trustee of the William H. Toole Revocable Trust Dated June 8, 1989 to pay said sum to the Goldman Law Offices;
- C. Discharging Managed Protective Services, Inc. from further claim or demand of any interested person in connection with its appointment as Conservator of ROBERT TOOLE in this matter; and
- D. Releasing the surety or sureties of the former Conservator from any liability to be hereafter incurred, and any cash bond or other security given by the former

By:

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Conservator is exonerated.

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Page 3 of 3

GOLDMAN LAW OFFICES

Attorney for Managed Protective Services, Inc.

Suzanna\Goldman,

MANAGED PROTECTIVE SERVICES

MEMO

Ida White

Mary Johnson

Glenn Gloria

Nicolle Escalante

DATE:

October 2, 2007

FROM:

Jane Anne Geisler, President

TO:

Debbie Deegan

Ann Lander Q

Joann Wright JA

Deborah Gilliland

Myrna Richard

RE:

Policy/Procedure

Dear Staff:

Please be advised, *effective immediately*, no staff shall sign documents in connection with the clients, pursuant to AOC regulations. Should you need documents signed please place in the "To Be Signed" folder at the front desk.

Should you have any questions or concerns regarding this matter please feel free to see me directly.

Frequency	Job Responsibilities for Accounts Payable
As Needed	Contact insurance companies for health, home & auto. Research
	client's history for proper coverage. Update if necessary.
As Needed	Bonds- Send Order to Bonding Company regarding increase, decrease
	or exoneration-forward for alert & filing
As Needed	Once Order is received approving fees- payments to MPS
As Needed	Coordinate utilities for clients
Daily	Monitor MPS Bills
As Needed	Fee's for MPS and attorney's
Daily	Track client account balances
As Needed	Reconciliation for fees paid and owed
As Needed	Monitor insurance claims, cancel policies when house is sold.
Monthly	Pay rent check for clients
Daily	After appointment, pay all past due bills to date; include change of
	address and copy of our Letters of Appointment
Weekly	Receive caregivers calls regarding work hours, mileage and client
Ž	expenses. Record and document these calls.
Weekly	Prepare caregivers weekly timesheets, and prepare weekly caregiver
	payroll checks.
Weekly	Prepare weekly payroll time sheets to submit to payroll service, input
	IRA payments.
As Needed	Make personnel files on all caregivers and keep information up to date.
As Needed	Generate client billings.
Daily	Collaborate with agencies regarding clients' bills, etc.
Daily	Review check request submitted, issue checks for signature
As Needed	Notify agencies upon death of clients to stop benefits (Social Security,
	Pension, etc)
As Needed	Collaborate with agencies regarding clients.
As Needed	Schedule home improvements, repairs and obtain quotes for what is
	needed.
As Needed	Coordinate shut offs when residence is sold
As Needed	Review file for refunds/credits due. Upon client's death contact care
	facility to ensure credit.
As Needed	Notify insurance company to cancel medical coverage (upon ALTCS)
Daily	Review client's income and expense activity, and make necessary
	corrections when classified wrong.
Daily	Review clients finance status regularly and inform Finance Director
	when clients are low to un-restrict funds.
Daily	Receive & review client's bills for payment, update calendar.
As Needed	Prepare Distribution Checks on Estate's
As Needed	Complete forms for obtaining EIN's for clients for whom we supply
	caregivers
Daily	Coordinate and facilitate various office payments and notices
Daily	Input Timeslips for accounting
Daily	Coordinate and prepare inventory and appraisements of clients'
	property and personal items
Daily	Input Timslips

.

Weekly	Prepare weekly payroll time sheets to submit to payroll service. Input	
	IRA payments.	
As Needed	Marshalling of assets-Status change must be made upon receipt of	
	Court Order (EX: Change from Conservator to PR or POA to PR)	
As Needed	All Voided checks are to be kept in clients file.	

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GOLDMAN LAW OFFICES
1542 WEST MCDOWELL ROAD
PHOENIX, AZ 85007-1634
(602) 254-5992

GOLDMAN LAW OFFICES
1542 WEST McDowell Road
PHOENIX, ARIZONA 85007-1634
(602) 254-5992
SUZANNA GOLDMAN NO. 015442

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METHAL K. JENES, CLERK
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CXXXXIII DEFECTION

. 2007 SEP 20 PM 2: 37

Attorneys for Managed Protective Services Fiduciary Certification Number 20124

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA IN AND FOR THE COUNTY OF MARICOPA

In the Matter of the Guardianship of and) No: Conservatorship for:

) \ ARACIERTISMATERI

ELOISE FERGUSON

aka ELOISE E. McATEER

an adult protected person.

AMENDMENT TO PETITION FOR APPROVAL OF:

PB2006-070456

First Account of Conservator and Attorney and Fiduciary Fees for the Period June 15, 2006 through June 14, 2007

Managed Protective Services, Inc., Fiduciary Certification Number is 20124, as Guardian of and Conservator for ELOISE FERGUSON, a protected person in the above entitled and numbered action, by and through her undersigned counsel, hereby submits its Amendment to the Petition for Approval of First Account of Conservator and Attorney and Fiduciary Fees for the Period June 15, 2006 through June 14, 2007 filed with this Court on September 17, 2007.

Upon an initial inventory of a Wells Fargo Bank safe deposit box, Managed Protective Services Inc. found 21 Series EE US Savings Bonds with the face value of \$7,300 (13 @ \$500, 8 @ \$100). These Savings Bonds were titled in the name of Eloise McAteer OR William Rader. This asset was inadvertently omitted from the filed Inventory & Appraisement and from the aforementioned *Petition*.

With this Amendment, however, the Savings Bonds are now included in the Gains Schedule as a correction to the beginning balance.

Attached hereto is the Amended First Account of the Conservator stating all sums received from June 15, 2006 through June 14, 2007, all sums disbursed during the period, and all property on hand at the end of the period. The Bonds are reflected in Schedule 2

1	Gains. Included with the Amended First Account are relevant Notes.						
2							
3							
4							
5	Suzanna Goldman Suzanna Goldman						
6	Attorney for Managed Protective Services, Inc.						
7							
8							
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10							
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9 4							
ICES I. Road I. 634	Original Amendment to Petition for Approval of First Account of						
GOLDMAN LAW OFFICES 542 West McDowell Ro PHOENIX, AZ 85007-163 (602) 254-5992 1 1 1 1 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0	Conservator and Attorney and Fiduciary Fees for the Period June 15, 2006 through June 14, 2007 FILED this 20th day of September, 2007 with: Probate Registrar						
LAW McDG Z 850							
(602) (602) (602) (602)	Clerk of the Superior Court						
17 17 17 17 17 17 17 17 17 17 17 17 17 1	Copies hand-delivered this 20th day of September, 2007 to:						
18	Probate Court Accountant						
19	Copy mailed this 20 th day of September, 2007 to:						
20	Brian Theut, Esq. Theut Theut & Theut, P.C.						
21	5150 N. 16th Street, Suite B-236 Phoenix, AZ 85016-3990						
22							
23	By: Margaret Judd						
24	Y						
25							
26	•						
27							

Amended First Accounting for the Estate of Eloise Ferguson For the Period of June 15, 2006 Through June 14, 2007

Current Bond Level: \$312,250.00

Summary

Beginning Balance		(Schedule 1)	1,036,617.05
Gains on Sales or Other Dispositions		(Schedule 2)	845,150.44
Receipts		(Schedule 3)	22,279.13
Losses on Sales or Other Dispositions		(Schedule 4)	(50.00)
Disbursements		(Schedule 5)	(319,879.56)
Transfers		(Schedule 6)	0.00
Ending Balance			1,584,117.06
Ending Balance Consists of:			
Bank of America CD Account #	(Restricted)		81,392.60
Chase Checking Account #	(Restricted)		4,616.00
M&I Conservator Checking Account #4			3,094.46
Guns Variety (see attached list)			2,540.00
Prepaid Funeral			1,524.00
Vacant Land	(Restricted)		104,000.00
Vacant Land	(Restricted)		32,000.00
Vacant Land	(Restricted)		32,000.00
Vacant Land	(Restricted)		26,000.00
Vacant Land	(Restricted)		26,000.00

	44,500.00
Vacant Land (Restricted)	24,000.00
Vacant Land (Restricted)	24,000.00
Vacant Land (Restricted)	26,000.00
Vacant Land (Restricted)	26,000.00
Vacant Land (Restricted)	325,000.00
(Restricted)	349,000.00
Residence (Restricted)	349,000.00
Residence (Restricted)	35,500.00
(Restricted)	57,500.00
Residence (Restricted)	Unknown
	150.00
Cholla Bay,	3,000.00
Vehicle 1988 Chevy Blazer (wrecked)	7,300.00
Vehicle 2002 Dodge Ram P/up US Savings Bonds	1,584,117.06
US Savings Book Series EE Total Ending Balance	
Total Ending	

Schedule 1: Beginning Balance

Bank of America CD Account #	(Restricted)	15,663.06
Bank of America CD Account #	(Restricted)	79,577.77
Bank of America CD Account #6	(Restricted)	10,600.11
Bank Of America Checking Account # Canada Checking		271.56
Chase CD Account # 100000000000000000000000000000000000	(Restricted)	35,892.28
Chase Checking Account # ##################################		6,794.52
Chase Prem. Checking Account #		40,143.12
Wells Fargo CD Account # 3	(Restricted)	36,441.75
Wells Fargo CD Account # STATES		30,738.14
Wells Fargo Checking Account # 1855		4,310.15
Wells Fargo Savings Account #		74,844.59
Livestock Horse/Cattle		6,800.00
Vehicle 2002 Dodge Ram P/up		3,000.00
Vehicle 1988 Chevy Blazer (wrecked)		150.00
Vehicle 1986 Dodge Pickup (wrecked)		350.00
Guns Variety (see attached list)		2,540.00

Vacant Land	(Restricted)	104,000.00
Vacant Land	(Restricted)	14,500.00
Vacant Land	(Restricted)	17,500.00
Vacant Land	(Restricted)	12,000.00
Vacant Land	(Restricted)	12,000.00
Vacant Land	(Restricted)	23,000.00
Vacant Land	(Restricted)	11,500.00
/acant Land	(Restricted)	11,500.00
acant Land	(Restricted)	12,000.00
/acant Land	(Restricted)	12,000.00
Residence	(Restricted)	123,500.00
Mexico Property Tholla Bay, Puerto Penasco		Unknown
Residence	(Restricted)	117,500.00
Residence	(Restricted)	169,000.00
Residence	(Restricted)	18,500.00
Residence	(Restricted)	30,000.00
Total Beginning Balance		1,036,617.05

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Schedule 2: Gains on Sales or Other Dispositions

Vacant Land			
(Restricted)	Formal Appraised Value	32,000.00	
	Less: Carrying Value	(14,500.00)	17,500.00
Vacant Land	Farmed Associated Makes	20,000,00	
(Restricted)	Formal Appraised Value	32,000.00	14 500 00
	Less: Carrying Value	(17,500.00)	14,500.00
Vacant Land			
(Restricted)	Formal Appraised Value	26,000.00	
(Nestrioled)	Less: Carrying Value	(12,000.00)	14,000.00
	Level vallying value		,
Vacant Land .			
(Restricted)	Formal Appraised Value	26,000.00	
,	Less: Carrying Value	(12,000.00)	14,000.00
Vacant Land			
(Restricted)	Formal Appraised Value	44,500.00	
 .	Less: Carrying Value	(23,000.00)	21,500.00
Vacant Land			
(Restricted)	Formal Appraised Value	24,000.00	10 500 00
	Less: Carrying Value	(11,500.00)	12,500.00
M			
Vacant Land	Farmal Appraisad Value	24 000 00	
(Restricted)	Formal Appraised Value	24,000.00 (11,500.00)	12,500.00
	Less: Carrying Value	(11,500.00)	12,300.00
Vacant Land			
(Restricted)	Formal Appraised Value	26,000.00	
- (**toomolos)	Less: Carrying Value	(12,000.00)	14,000.00
•			• • • • • • • • • • • • • • • • • • • •
Vacant Land			
(Restricted)	Formal Appraised Value	26,000.00	
	Less: Carrying Value	(12,000.00)	14,000.00
Residence '			
(Restricted)	Formal Appraised Value	325,000.00	
	Less: Carrying Value	(123,500.00)	201,500.00
Residence	Faces Assessing Alfahan	240,000,00	
(Restricted)	Formal Appraised Value	349,000.00	224 500 00
	Less: Carrying Value	(117,500.00)	231,500.00
Residence			
(Restricted)	Formal Appraised Value	349,000.00	
(Nestricted)	Less: Carrying Value	(169,000.00)	180,000.00
	acco. carrying raide		,

Residence (Restricted)	Formal Appraised Value Less: Carrying Value	35,500.00 (18,500.00)	17,000.00
Residence			
(Restricted)	Formal Appraised Value Less: Carrying Value	57,500.00 (30,000.00)	27,500.00
Sale of Cement Mixer	NOTE 1		200.00
Cash Found from Home	NOTE 2		40,545.88
M&I Conservator Checking Account	NOTE 3 Beginning Balance @ 6/15/06		4,299.42
M&I Checking Account	NOTE 3 Beginning Balance @ 6/15/06		(383.71)
M&I Savings Account	NOTE 3 Beginning Balance @ 6/15/06		1,075.85
Bank Of America Checking Account	Corrected Beginning Balance Less: Reported Beginning Balance	274.56 (271.56)	3.00
Weils Fargo CD Account #	Corrected Beginning Balance Less: Reported Beginning Balance	36,551.75 (36,441.75)	110.00
US Savings Bonds Series EE	NOTE 4		7,300.00
Total Gain on Sales or Other Di	spositions	_	845,150.44
	Schedule 3: Receipts		
21717 Wilson Ave Rental Income	•		4,800.00
Interest			
	BofA	0.17	
	BofA	296.63 1,814.83	
	BofA #	304.61	
	Camelback #	723.83	
	Camelback	351.38	
	Chase # Chase	76.39 1,159.86	
	M&I #1	18.98	
	M&I #	7.40	
	M&I #	136.47	
	Wells Fargo # Wells Fargo CD # Wells	32.86 921.92	
	Wells Fargo #	0.42	
	Wells Fagro CD #5	267.88	6,113.63

4,926.00 6,359.50
6.359.50
0,000.00
80.00
22,279.13
(50.00)
(50.00)
6,073.85
800.00
790.00
500.00
228.80
34.00
2,023.00
348.46
49,577.44
150.00

Education Expenses Fiduciary Expenses	Learning Center Transportation Field Trip Other - Education MPS Costs MPS Fees	7,854.00 3,402.50 25.00 4,669.00 7,177.52 65,024.56	15,950.50 72,202.08 60.00
Gun Appraisal			00.05
Household	Repairs & Maintenance Sampling Soil Trash Collections Other	214.54 675.00 542.00 102.08	1,533.62
Housing	Rent		95,262.00
Inspection Fees	Livestock _.		28.00
Insurance	Homeowners		5,169.00
Medical .	Dentist Doctor Evaluation Insurance Medication Service Plan Supplies Transportation Other	125.00 958.71 1,400.00 452.50 4,007.56 444.90 2,562.15 432.00 140.00	10,522.82
Personal	Spending Other	5,727.74 250.62	5,978.36 41.33
Postage & Delivery			41.33
Professional Fees Property Taxes Telephone	Legal Court Costs & Fees MPS Attorney Other	538.50 47,443.99 150.00	48,132.49 2,644.06 87.06

_1

Towing			40.00
Trash Collection			350.00
Utilities	Gas & Electric Water Other	544.94 789.95 17.80	1,352.69
Total Disbursements			(319,879.56)

Schedule 6: Transfers

	Date	Debit	Credit	Balance
Wells Fargo CD Account #	7/7/2006	(31,006.02)		(31,006.02)
M&I Conservator Checking Account	7/7/2006	i	31,006.02	31,006.02
Wells Fargo Checking Account #	7/7/2006	(4,310.57)		(4,310.57)
M&I Conservator Checking Account #	7/7/2006	i	4,310.57	4,310.57
Chase Prem. Checking Account	7/12/2006	(40,219.51)		(40,219.51)
M&I Conservator Checking Account	7/12/2006	i	40,219.51	40,219.51
Chase Checking Account	7/25/2006	(7,098.52)		(7,098.52)
Camelback Community Bank MMKT. Account	7/25/2006	i	7,098.52	7,098.52
Wells Fargo Savings Account #	7/25/2006	(74,877.45)		(74,877.45)
Camelback Community Bank MMKT. Account	7/25/2006	i	74,877.45	74,877.45
Camelback Community Bank MMKT. Account #	8/25/2006	(50,000.00)		(50,000.00)
M&I Conservator Checking Account	8/25/2006		50,000.00	50,000.00
Camelback Community Bank MMKT.	10/24/2006	(30,000.00)		(30,000.00)

M&I Conservator Checking Account #	10/24/2006		30,000.00	30,000.00
Camelback Community Bank MMKT. Account	1/10/2007	(2,327.35)		(2,327.35)
M&I Conservator Checking Account #	1/10/2007		2,327.35	2,327.35
Camelback Community Bank CD Account	2 <i>/7/</i> 2007	(37,117.83)		(37,117.83)
M&I Conservator Checking Account #60	2/7/2007		37,117.83	37,117.83
Bank of America CD Account #-	2/13/2007	(15,959.69)		(15,959.69)
M&I Conservator Checking Account #	2/13/2007		15,959.69	15,959.69
Wells Fargo CD Account #	2/14/2007	(37,473.67)		(37,473.67)
M&I Conservator Checking Account #	2/14/2007		37,473.67	37,473.67
Chase CD Account # 100070674623 Formerly #	2/27/2007	(37,052.14)		(37,052.14)
M&I Conservator Checking Account #	2/27/2007		37,052.14	37,052.14
M&I Checking Account	4/5/2007	(2,671.69)		(2,671.69)
M&I Conservator Checking Account #	4/5/2007		2,671.69	2,671.69
Bank of America CD Account	4/23/2007	(10,834.31)		(10,834.31)
M&I Conservator Checking Account #	4/23/2007		10,834.31	10,834.31
M&I Savings Account	4/27/2007	(4,417.83)		(4,417.83)
M&I Conservator Checking Account #	4/27/2007		4,417.83	4,417.83

 Bank of America CD
 5/17/2007
 (70.41)
 (70.41)

 M&I Conservator Checking
Account #
 5/17/2007
 70.41
 70.41

 Total Transfers
 0.00

Michael K. Jeanes, Clerk of Court

*** Electronically Filed ***
01/11/2007 8:00 AM

SUPERIOR COURT OF ARIZONA MARICOPA COUNTY

PB 2005-050130

01/09/2007

COMMISSIONER STEPHEN KUPISZEWSKI

CLERK OF THE COURT
J. Mabry
Deputy

IN THE MATTER OF THE ESTATE OF:

HELEN L CHEEK

DECEASED.

PAULA O BURGESS
MARK E HOUSE
RANDAL L STOWELL
TIM WILLIAMS
P O BOX 1220
TRACY CA 95378-1220
BRETT A WILLIAMS
2922 N WALTERS AVE
FRESNO CA 93703-1452

RULING

The Application for Approval of Payment of Attorneys' Fees from Restricted Accounted filed by Counsel Mark E. House having been under advisement, the Court rules as follows:

IT IS ORDERED awarding the full amount of the request of \$21,231.36 to Rosepink & Estes, P.L.L.C. and Becker & House, P.L.L.C. These fees were incurred as necessary expenses of the estate and, therefore, are in the first level of priority of payment.

The Court is concerned regarding the actions of the former Personal Representative Terri Swartz who continues to be in contempt of court. This concern does not extend to her counsel who has litigated all matters at her direction. The Court will not hold the actions of Terri Swartz against her counsel when some of the actions were contrary to his legal advice.

PB 2005-050130 01/09/2007

The Court directed Mr. House to submit a form of Order and self-addressed stamped envelopes within 10 days of this minute entry.

All parties representing themselves must keep the Court updated with address changes. A form may be downloaded at: http://www.superiorcourt.maricopa.gov/ssc/sschome.html.

PB 2005-050130

11/30/2006

COMM. STEPHEN KUPISZEWSKI

CLERK OF THE COURT
J. Hill
Deputy

IN THE MATTER OF THE ESTATE OF:

HELEN L CHEEK

DECEASED.

PAULA O BURGESS
MARK E HOUSE
RANDAL L STOWELL
TIM WILLIAMS
BRETT A WILLIAMS
FRESNO CA 93703-1452

THOMAS G ASIMOU

TRIAL TO COURT MATTER UNDER ADVISEMENT

Prior to the commencement of Trial, Plaintiff's exhibits 1 through 14 are marked for identification.

Courtroom 103 - NE

1:39 p.m. This is the time set for Trial to the Court pursuant to the Motion to Set and Certificate of Readiness and Motion to Continue Hearing on Attorney's Fees, both filed by counsel for Plaintiff John J. Sadler. Petitioner John Sadler, surviving spouse of decedent, is present and represented by counsel, Paula O. Burgess. Thomas G. Asimou is present on behalf of Vickie D. Verdeck, claimant of the Estate. Counsel Randal L. Stowell is present on behalf of Successor Personal Representative Jane Anne Geisler of Managed Protective Services, Inc. Counsel Mark E. House is present to address fees incurred for prior representation of former Personal Representative Terri Swartz.

Docket Code 020 Form P000 Page 1

PB 2005-050130 11/30/2006

A record of the proceedings is made by CD via For the Record (FTR) in lieu of a court reporter.

Discussion is held regarding status of the case.

Counsel Thomas G. Asimou makes an oral request to appear telephonically at the Non-Appearance Hearing to address the Petition for Instructions Concerning Distribution to Brett Williams, Tim Williams and Terri Swartz set for **December 13, 2006 at 11:00 a.m.** before this Court.

IT IS ORDERED allowing counsel Thomas G. Asimou to appear telephonically at the above hearing.

Counsel Thomas G. Asimou requests to be excused from the hearing.

IT IS ORDERED allowing counsel Thomas G. Asimou to be excused from this hearing.

1:42 p.m. Counsel Thomas G. Asimou leaves the Courtroom.

Arguments are presented to the Court regarding the Application for Approval of Payment of Attorneys' Fees from Restricted Account filed by Mark E. House.

IT IS ORDERED taking the Application for Approval of Payment of Attorneys' Fees from Restricted Account filed by Mark E. House under advisement.

Counsel Mark E. House requests to be excused from the hearing.

IT IS ORDERED allowing counsel Mark E. House to be excused from this hearing.

2:02 p.m. Counsel Mark E. House leaves the Courtroom.

Discussion is held regarding the Motion for Court Order Authorizing Transfer of Funds into Restricted Account.

There being no objection,

Counsel Randal L. Stowell is directed to submit proposed forms of order, consistent with the Court's ruling as stated on the record, for the Court's review and signature.

PB 2005-050130 11/30/2006

IT IS ORDERED approving the Application and Affidavit in Support of Approval of Attorney's Fees filed by Paula O. Burgess, as set forth in the formal written Order for Attorney's Fees in Conjunction with OSC signed by the Court on November 30, 2006 and entered (filed) by the Clerk on November 30, 2006.

Discussion is held regarding the Motion to Dismiss filed by Mark E. House, counsel for former Personal Representative, under CV2006-004109 prior to the cases being consolidated.

For the reasons stated on the record,

IT IS ORDERED denying the Motion to Dismiss.

John J. Sadler is sworn and testifies.

Plaintiff's exhibits 1 through 14 are received in evidence.

Based on the information presented and the testimony provided,

The Court finds that there is a community interest owned by John J. Sadler in the amount of \$16,430.00.

The Court further finds that John J. Sadler has proven his case by a preponderance of the evidence and that there was a breach of an oral agreement to turn over a certain account and pension fund in the total amount of \$90,053.87.

IT IS ORDERED Plaintiff is entitled to only one satisfaction of Judgment on the breach of contract claim in the amount of \$90,053.87. This Estate is now a Judgment Debtor in conjunction with the Heirs' pursuant to the Judgment of October 5, 2006. The October 5, 2006 Judgment against the Heirs is for conversion and the \$90,053.87 Judgment is the same corpus.

IT IS FURTHER ORDERED the total judgment awarded to John J. Sadler against the Estate of Helen Cheek Sadler, including attorney's fees and costs, is \$127,698.45.

Accordingly,

IT IS ORDERED entering judgment in favor of John J. Sadler and against the Estate of Helen Cheek Sadler as set forth in the formal written Judgment and Order as amended and signed by the Court on November 30, 2006 and entered (filed) by the Clerk on November 30, 2006.

PB 2005-050130 11/30/2006

IT IS FURTHER ORDERED approving the Application for Approval of Payment of Attorney's Fees from Restricted Account filed by counsel Randal L. Stowell for Successor Personal Representative, as set forth in the formal written Order Authorizing Payment of Attorney's Fees from Restricted Account signed by the Court on November 30, 2006 and entered (filed) by the Clerk on November 30, 2006.

IT IS FURTHER ORDERED approving payment of fiduciary fees and costs, as set forth in the formal written Order Authorizing Payment of Fiduciary Fees and Costs from Restricted Account signed by the Court on November 30, 2006 and entered (filed) by the Clerk on November 30, 2006.

3:15 p.m. Matter concludes.

All parties representing themselves must keep the Court updated with address changes. A form may be downloaded at: http://www.superiorcourt.maricopa.gov/ssc/sschome.html.

MANAGED PROTECTIVE SERVICES

MEMO

Ida White

Mary Johnson

Nicolle Escalante

Glenn Gloria (#

DATE:

October 3, 2007

FROM:

Jane Anne Geisler, President

TO:

Debbie Deegan

Ann Lander Joann Wright

Deborah Gilliland

Myrna Richard

RE:

Policy/Procedure

Dear Staff:

Please be advised, *effective immediately*, any documents requiring a notary stamp and signature must be witnessed by Ida White and Mary Johnson to ensure compliance with state regulations.

. Should you have any questions or concerns regarding this matter please feel free to see me directly.



December 18, 2007

VIA FACSIMILE: (480) 917-0238

Williams and Halladay, P.L.C. 2420 W. Ray Rd., Suite 1 Chandler, Arizona 85224

Re: AOC Audit and Compliance

Dear Attorney Williams:

As you know our office recently underwent an audit from the AOC. We have received "findings" on (4) four of the matters for which you represent Managed Protective Services, Inc.

On February 9, 2005, in the matter of Norma Reimche, a Power of Attorney was completed and Notarized by yourself. It has been brought to our attention that the Notary Stamp was expired on March 23, 2004, making this Power of Attorney completed and stamped on February 9, 2005, Null and Void. (see attached Notary page).

Since all Notaries are members through the Secretary of the State, we have routinely not taken the position to verify all notarized signatures, however, Managed Protective Services, Inc. has implemented a new policy and procedure requiring two MPS employees to verify all notarized documents to avoid this mistake in the future.

Other matters in questions (Cook, Drury, Ferguson) were due to template errors on your documents. Ida White, Director of Finance attempted to resolve these issues with you, however, received no response. Should our concerns continue not to be addressed with no communication or resolution in a timely manner we will have no other choice but to seek substituted counsel.

Respectfully,

Jane Anne Geisler, MG, CMC, CPF

President

MANAGED PROTECTIVE SERVICES, INC.

Williams & Halladay, P.L.C. 10451 Palmeras Drive, Suite 208 Sun City, Arizona 85373 (623) 875-9501

DURABLE POWER OF ATTORNEY FOR FINANCIAL DECISIONS FOR NORMA REIMCHE

1. <u>Designation of Attorney-in-Fact (hereinafter "Agent"):</u>

I, NORMA REIMCHE, a resident of Maricopa County, Arizona appoint Managed Protective Services, Inc., of 12252 North 111th Avenue, Youngtown, Arizona 85363, as my Agent to make financial decisions for me as authorized in this document.

2. Effective Date:

This Durable Power of Attorney shall become effective immediately and shall not be affected by my disability. A.R.S. Section 14–5501.

Delegation of Power:

I designate and appoint my Agent to act as my true and lawful Attorney-in-Fact, and they shall have full power and authority to do and perform, in my name, place and stead, any and all acts for my benefit, including by way of illustration, but not by way of limitation, the following acts:

- (A) To ask, demand, sue for, collect and receive all sums of money, dividends, interest, payments on account of debts and legacies and all property now due or which may hereafter become due and owing to me, and give good and valid receipts and discharges for such payments.
- (B) To sell, assign and transfer stocks, bonds and other securities standing in my name or belonging to me, including specifically the authority to buy and sell stocks, bonds and other securities in my name and for my account, including if they are held in an individual retirement account or other retirement plans and at such prices as my

IN WITNESS WHEREOF, I have executed this Power of Attorney this **LU** day of February, 2005.

NORMA REIMCHE
East Mesa Care Center
51 South 48th Street
Mesa, Arizona

The foregoing instrument was, in the date above, signed, published and declared by the above named individual, in my presence, and at her request and in her presence, I have signed my name as a Witness hereto and certify that, to the best of my knowledge, Norma Reimche was, at the time, eighteen (18) years or more of age, of sound mind and under no constraint or undue influence.

STATE OF ARIZONA)
) ss:
County of Maricopa)

SUBSCRIBED, SWORN TO AND ACKNOWLEDGED before me by Norma Reimche, the Principal, ______ and by the witness, Willisteen C/=/K ____,this ____ day of February, 2005.

AZ. Li=# B/456 ZZ=9

My Commission Expires:



Durable Financial Power of Attorney of Norma Reimche Page 5 of 5

TRANSMISSION VERIFICATION REPORT

TIME : 12/18/2007 09:38 NAME : FAX : 6239774978 TEL : 6239774978 SER.# : 000H6J581342

DATE,TIME FAX NO./NAME DURATION PAGE(S) RESULT MODE

12/18 09:38 4809170238 00:00:28 03 OK STANDARD ECM

CUENTY - 10

ACCEPTANCE OF APPOINTMENT

nly
and

MPS

#10

From:

"MPS" <mpsinc@qwest.net>

To: Sent: "Ida White" <mpsiwhite@qwest.net> Thursday, February 15, 2007 3:51 PM

Subject:

Fw: Edith Cook

FYI...

---- Original Message -----From: <<u>jageisler@cox.net</u>>

To: "Peter" pwilliams@theoffice.biz>
Cc: "MPS" <mpsinc@qwest.net>

Sent: Thursday, February 15, 2007 3:33 PM

Subject: Edith Cook

- > Hi Peter-Our perm. hrg on this matter is sched. for Wed.2/21/07. We still
- > HAVE NOT received the Temporary letters & the Bank is tired of requesting
- > them!!!!!!!!!! When do you anticipate sending ???thx jag

>

MPS

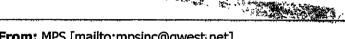
From: "Amy Tanner" <atanner@theoffice.biz>

To: "MPS" <mpsinc@qwest.net>
Sent: Friday, February 09, 2007 1:35 PM

Subject: RE: Edith Cook

I have the Letters of G/C which <u>Jane Anne just signed on February 5, 2007</u>. I will put them in the runner's box today and ask for an expedited filing. As soon as they are issued, our runner will get certified copies and we will forward those to you. I don't know why these were not signed and submitted earlier, but as soon as I became aware that the Letters were needed I sent them for Jane Anne's signature. With Jennifer's abrupt departure, we have no way of knowing what she did or didn't do....so please let me know if there is anything else you are waiting for that you should have by now and I will follow up.

Amy



From: MPS [mailto:mpsinc@qwest.net]
Sent: Friday, February 09, 2007 12:10 PM

To: Amy Tanner

Cc: Peter Williams; Jane Anne Geisler; Ida White

Subject: Edith Cook Importance: High

Dear Amy:



I tried to reach you this morning by telephone regarding the above referenced. We still are in *desperate* need of the Certified Letters of Guardianship and Conservatorship. It has been a month since we were appointed Temporary G/C, yet no Letters have been filed with the Court.

In order for us to obtain and secure Ms. Cook's assets we MUST provide the Letters to the financial institution. They will not provide us with information unless we produce that document.

Please advise as to when we will receive the aforementioned.

Additionally, please note that a hearing has been scheduled for February 21, 2006, at 9:00 a.m. located at the Northwest Regional Center before Newcomb regarding Permanent G/C.

Your cooperation and prompt assistance in this matter is greatly appreciated.

Sincerely,

Deborah Gilliland Administrative Assistant Managed Protective Services, Inc. 12252 N. 111th Ave Youngtown, AZ 85363

Phone: 623.974.4679 Fax: 623.977.4978

Ida White

From:

"Ida White" <mpsiwhite@qwest.net>

To:

"Peter Williams" <pwilliams@theoffice.biz>

Sent:

Thursday, January 18, 2007 8:49 AM COOK, EDITH

Subject:

Hi Peter,

Forgot to ask you where the LETTERS for the above are? WE still do not have them.

Also, status on Mr. Cook?

Thanks

lda

Tib Taing

From:

"Tib Taing" <mpstibtaing@qwest.net>

To:

<pwilliams@theoffice.biz>
<jfrance@theoffice.biz>

Cc: Sent:

Tuesday, January 16, 2007 3:26 PM

Subject:

Edith P. Cook

Hi Attorney Williams.

I just would like to inform you that the Chase Bank account to for the above client is joint with Victor Cook and it is in the name of Living Trust. Chase Bank representative stated that the account is now title under the Living Trust. Please be advise that we pulled \$69,253.86 to open the new Conservator account. This is half of the funds in their joint account.

P(Naumona)

Additionally, please advise to the status of the Letters and Acceptance.

Thank you

Tib Taing
Account Receivable
12252 N. 111th Ave
Youngtown, AZ 85363
Ph#623-974-4679
Fax#623-977-4978
email:mpsttaing@qwest.net

Ida White

From: To: "Amy Tanner" <atanner@theoffice.biz>
"Ida White" <mpsiwhite@qwest.net>
Wednesday, January 31, 2007 3:17 PM

Sent: Attach:

Letters of Guardianship W M-H.doc

Subject: RE: Drury

Attached hereto are the Letter & Acceptance for Jane Anne's signature. They were in the computer and prepared in August, 2006. Wonder why they were never filed??? Please obtain necessary signatures and return. You know I'll get it done.

Thanks, Amy

From: Ida White [mailto:mpsiwhite@qwest.net]
Sent: Wednesday, January 31, 2007 2:49 PM

To: Amy Tanner **Subject:** Re: Drury

Letters and Acceptance were never filed with the Court and we have no Certified Copy. The facility she is in have been requesting them.

Thanks

Ida M. White

Director of Financial Management

MANAGED PROTECTECTIVE SERVICES, INC.

12252 N. 111th Avenue

Youngtown, Arizona 85363

Phone: 623-974-4679 Fax: 623-977-4978

---- Original Message -----

From: Amy Tanner
To: Ida White

Sent: Wednesday, January 31, 2007 2:57 PM

Subject: Drury

lda.

Specifically what are you looking for in Drury? I have the file....do you need certified Letters of Acceptance? Please advise.

Amy

No virus found in this incoming message.

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GOLDMAN LAW OFFICES

ATTORNEYS AT LAW

At Fairview Place

1542 WEST MCDOWELL ROAD PHOENIX, ARIZONA 85007-1634 WWW.PHOENIXELDERLAW.COM

December 19, 2007

TELEPHONE: (602) 254-5992 FACSIMILE: (602) 254-5997 EMAIL: GOLDMANS@AZEAR.ORG

Administrative Office of the Courts Certification and Licensing Division 1501 West Washington Street Phoenix, AZ 85007-3231

In the Matter of the William H. Toole Revocable Trust Dated June 8, 1989 and In the Matter of the Guardianship of ROBERT TOOLE, an Adult; PB2005-000041 and PB2005-000698 (Consolidated)

Dear Investigator:

My client, Managed Protective Services, Inc. ("MPS") has asked me to explain why the sum of \$255.64 was charged to the above captioned estate. I am pleased to do so.

This case was initiated upon a Petition to Remove Trustee and Appoint Successor Trustee that I filed with the Court on behalf of MPS in January 2005. The case rapidly became complex. It was set for trial. One of the pretrial hearings was set for May 24, 2005. I was extremely busy with, not only this matter, but with other cases as well. The only time that I had to meet with my client, Jane Anne Geisler, to prepare for the hearing and the upcoming trial was in the evening.

Therefore, on May 23, 2005, Ms. Geisler kindly agreed to meet me at a restaurant, Lon's, located near my home in the Biltmore. We each brought our files concerning the Toole matter (I brought a banker's box) and spread our paperwork out at a large table to study while we had dinner. We spent more than three hours together reviewing every aspect of the case.

At the conclusion of our meeting, Ms. Geisler picked up the check for \$255.64. I agreed that I would not charge the estate for my time. Inasmuch as I charge \$250.00 per hour, the estate otherwise would have been charged \$750.00 (subject, of course, to Court approval).

We eventually prevailed in Court. The trustee was removed, a successor trustee was appointed, and MPS was appointed to serve as Mr. Toole's guardian.

Please do not hesitate to contact me if I can provide you with any additional information.

Very truly yours,

Goldman Law Offices

Suzanna Goldman

Managed Protective Services, Inc.

cc:

MANAGED PROTECTIVE SERVICES

MEMO

DATE:

October 3, 2007

FROM:

Jane Anne Geisler, President

TO:

Debbie Deegan

Ann Lander _____,

Joann Wright

Glenn Gloria

Myrna Richard MVC

Ida White

Mary Johnson

Deborah Gilliland

Nicolle Escalante

RE:

Employee Reimbursements

To all Financial Staff:

Any costs or purchases for the client must be paid directly to the Vendor via check request. If you have a scheduled appointment or purchase, please provide the request to AP for your check at least 2-4 day prior to the appointment or purchase.

If you should purchase something on behalf of the client requiring reimbursement, please provide your receipt to AP Department and MPS will reimburse you and bill the client for the expense.

COPY

DEC 1 1 2007

Your	Name:	Managed	Protective	services.	Inc.	
		111411419			11101	

Your Address: 12252 North 111th Avenue

Your City, State and Zip Code: Youngtown, AZ. 85363

Your Telephone Number: (623)974-4679
Guardian for Ward: Jane Anne Geisler



SUPERIOR COURT OF ARIZONA MARICOPA COUNTY

In the Matter	of:
---------------	-----

Case Number PB2004-070151

Rosaleen Drury

AMENDED ANNUAL REPORT OF GUARDIAN

DUE <u>07- 31-2007</u>

PERIOD FROM 04 -10- 06 TO 04 - 30 - 07

Instructions to Guardian: Arizona law (A.R.S. 14-5209(4) and 14-5315) requires every guardian of an adult or minor ward to advise the court each year regarding their Ward. Please complete this report each year on the anniversary date of your appointment as guardian. When complete, mail the report to: Probate Court Administration: 125 West Washington, Phoenix, Arizona 85003. You must also mail a copy of the report to anyone else who has appeared in the case. This includes the Ward's attorney, if the Ward is represented by an attorney. If the Ward is not represented by an attorney, you must mail a copy to the Ward, if he or she is at least 14 years old. You must also fill out the Affidavit of Mailing at the end of the report to show the names and addresses of all the people to whom you mailed the report and the date on which you mailed it. (If necessary additional pages may be attached.)

I am the Guardian and make these statements:

- **1.** This annual report covers the period from <u>04- 10-2006</u> to <u>04-30- 2007</u> and is due on <u>07 31 -2007</u>
- 2. Information about the Ward.

Ward's Name: Rosaleen Drury
Ward's Date of Birth: 8/12/1927

Ward's Address: 8825 S. 7th Street Phoenix, AZ 85042

Ward's Telephone: 602-243-6121

- Information about where the Ward lives.
 - A. Describe the residential situation where the Ward lives (private home, boarding home, nursing home, etc.)

Ward currently resides in a skilled nursing facility.

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Renewal of ALTCS Benefits





Application Date:03/03/2004

. ICCCS is reviewing your eligibility to decide if you are still eligible for Arizona Long Term Care System benefits. This eligibility review is called the Renewal Process and is performed each year.

I llowing is the most recent eligibility information that ALTCS has about you. Please review this information and note any changes or additional information in the spaces provided. Please sign and date this letter and an return it in the enclosed envelope. Your records are maintained at the GLENDALE ALTCS office.

I meone from this office will contact you if we need any additional information.

oustomer:	Rosaleen Drun	y			C	usto	mer #:90	00454	·68
/ demograpi	nic information is:								
Citize	curity Number: 511-24- Date of Birth: 08/12/19 n/Alien Status: Y Marital Status: Divorce	927			Pregn		ot a student		
My current add	dress and phone	number are	:						
Address: M	lara Villa 8825 S. 7th S	Street Glendale	e, AZ 850	40-	Ph	one: 60	02-243-6121		
y current ma Address: N	illing address is: //	12252 N Street Glendak	/. / / / / / / / / / / / / / / / / / /	2/2/2	Youngtown /	12 8	5363		
y residency :	status is:								
v [our] legal	representative is:								
Name: 〔	Managed P. 2252 N. 111th Youngtown, A.	ANZ 2 86363	Servici S	7		one: (623-974. 602-571-		
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l [we] do not d	own any notes or	contracts							
ly [our] name	e is not on any titl	e of any ve	hicle. 1	-رڅ					
l [we] do not d	own any property.								
am [we are]	not the owner or b	eneficiary	of a Tru	ıst. 🔗	•				
/4/2007			Page	1 of 2					

[we] do not have any	resources set aside	for burial.		
we] have the following	ng income:			
Person Receiving	Туре	Source	Gross Amount	Frequency
saleen Drury	Social Security	Social Security Administration	\$648	Monthly
we] do not have any	health insurance.	Secure Horron N	ledicar Supplen	مر با
we] have not had an	injury where some	one else may be respons		
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ve you had any cha	nges?			
_ve you or your spous resources within the pas	e, sold, traded, trans st 36 months? If yes,	ferred or given away mon explain here:	ey, vehicles, real pro	perty or other
	<i>#</i> ^			A
ave you opened any n	ew bank accounts or on here:	do you own any resource	es not listed on this le	etter? If yes,
	•		•	
.ave you started getting	g any income that you	u did not have before? If y	es, explain here:	,
you expect any char	nges in your income,	resources or living arrang	ements in the future	? If yes, explain
atement of Truth			The same of the sa	,
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Control Circums		······	Date:	
بن jouse's Siganture:			Date:	
tness' Signature(if applicant sign	ned with a mark):		Date:	
Markett MPS C	riardizer for Ros	ralan Driver	Date: / / 8	107
	11	1	*	



Request for Information



Customer:	Rosaleen Drury	AHCCCS ID:	A44950006	Customer #: 900045468
	Ann Landin Beckie Sullivan	Date:	01/04/2007	
	Managed Protective Servic 12252 N 111th Ave Youngtown, AZ 85363	Eligibility Specialist:	Donna Shepha 2830 W Glenda Suite #34 Phoenix, AZ 88	ale Ave
	3 .	Phone:	602-417-6057	
1		Fax:	602-417-6154	

We need the information listed below by <u>01/15/2007</u> to decide if the customer can continue to qualify for HCCCS Health Insurance. If you can't get this information to us by then, please call or write your Financial ligibility Specialist at the phone number or address above as soon as possible. If we don't receive the information by this date, and we do not hear from you, we will stop AHCCCS Health Insurance. Please bring re following information to the office or mail the information in the enclosed self-addressed envelope.

Forms for Signature

lign or obtain the appropriate signature on the following forms and return them to the Financial Eligibility specialist in the enclosed envelope.

Renewal Of Altcs Benefits

IMPORTANT INFORMATION

What If I Worked In 2006?

If you were "full" retirement age (age 65 and 8 months in 2006) or older, you may keep all of your benefits no matter how much you earn. But if you were younger than full retirement age at any time during the year, there is a limit to how much you can earn before your benefits are reduced.

 If you were under full retirement age all year in 2006, the earnings limit was \$12,480. We must deduct \$1 from your benefits for each \$2 you earned over \$12.480.

Your New Benefit Amount

BENEFICIARY'S NAME: ROSALEEN DRURY

35710R

Your Social Security benefits will increase by 3.3 percent in 2007, because of a rise in the cost of living. You can use this letter when you need proof of your benefit amount to receive food stamps, rent subsidies, energy assistance, bank loans, or for other business.

How Much Will I Get And When?

•	Your new monthly amount (before deductions) is	\$648.00
•	The amount we are deducting for Medicare medical insurance is	\$0.00
	(If you did not have Medicare as of Nov. 15, 2006,	
	or if someone else pays your premium, we show \$0.00.)	
•	The amount we are deducting for your Medicare prescription drug plan is	\$0.00
	(If you did not elect withholding as of Nov. 1, 2006, we show \$0.00.)	
•	The amount we are deducting for voluntary federal tax withholding is	\$0.00
	(If you did not elect voluntary federal tax withholding as of	
•	Nov. 15, 2006, we show \$0.00.)	
•	After taking any other deductions, we will deposit	\$648.00
	into your bank account on Jan. 3, 2007.	

If you disagree with any of these amounts, you should write to us within 60 days from the date you receive this letter.

What If I Have Questions?

BNC#: 06B1658H03550

Visit our website at www.socialsecurity.gov for information about Social Security. Or, call 1-800-772-1213 and speak to a representative from 7 a.m. until 7 p.m. on business days. Recorded information and services are available 24 hours a day. Our lines are busiest early in the week and early in the month; it is best to call at other times. If you are deaf or hard of hearing, call our TTY number, 1-800-325-0778. If you are outside the United States, you can contact any U.S. embassy or consulate office, or the Veterans Affairs Regional Office in Manila. Have your Social Security claim number available when you call or visit and include it on any letter you send to Social Security. If you are inside the United States, you also can visit your local office.

5907 W KINGS AVE

GLENDALE AZ

WILLIAMS & HALLADAY, P.L.C.
2420 W. Ray Road, Suite #1
Chandler, AZ 85224
Telephone (480) 917-0237
Peter M. Williams SBN 018190
Attorney for Guardian/Conservator



IN THE SUPERIOR COURT OF THE STATE OF ARIZONA IN AND FOR THE COUNTY OF MARICOPA

In the Matter of the Guardianship and Conservatorship of:

EDITH P. COOK,

An Adult Protected Person

Cause Number: PB2007-070012

INVENTORY AND APPRAISEMENT

(Assigned to the Honorable Casey Newcomb)

Pursuant to Arizona Revised Statutes ("A.R.S.") §14 5418(A), Jane Anne Geisler #20123, President of Managed Protective Services, Inc. #20124, Conservator for Edith P. Cook, states that the Inventory attached hereto as Exhibit A contains a true statement of all the property owned by protected person as of March 8, 2007, that has come to Conservator's knowledge, indicates the fair market value of the property on that date, indicates the nature of each item as separate property or community property, and discloses the type and amount of all encumbrances relating to each item.

DATED: 10/23, 2007.

Jane Anne Geisler, #20123

President of Managed Protective

Services, Inc. #20124

12252 N. 111th Avenue

Youngtown, AZ 85363

1	
2	STATE OF)
3) ss: County of)
4	(County of
5	Jane Anne Geisler, President of Managed Protective Services, Inc., Conservator
6	for EDITH P. COOK, being first duly sworn, states that she has read the foregoing
7	Inventory and Appraisement, knows the contents thereof, and believes the same to be
8	complete and correct to the best of her knowledge and belief.
9	
10	Da Seider
11	Jane Anne Géisler, *20123 President of Managed Protective Services, Inc., *20124
12	,
13	
14 15	SUBSCRIBED AND SWORN to before me, a notary public in and for said county and state, this <u>23</u> day of <u>October</u> , 2007 by JANE ANNE GEISLER.
1	
16 17	MARY JOHNSON Notary Public - Arizona Maricopa County Mary Chusen
18	Expires 05/15/08 Notary Public
19	My Commissioner Expires:
20	May 15, 2008
21	
22	Williams & Halladay, P.L.C.
23	
24	By: Marilland
25	Peter M. Williams
26	Attorney for Conservator

EXHIBIT A SUMMARY OF INVENTORY

Edith Cook - PB:2007-070012

	Real Property	Personal Property	Total
Inventory Item Numbers			
Community Property	150,000.00	0.00	150,000.00
Separate Property	0.00	69,253.86	69,253.86
Total	150,000.00	69,253.86	219,253.86
Less Encumbrances	0.00	0.00	0.00
NET TOTAL	150,000.00	69,253.86	219,253.86

Jane Anne Geisler #20123

President

Managed Protective Services, Inc #20124

12252 N. 111th Ave Youngtown, AZ 85363 (623) 974-4679

INVENTORY of Edith Cook

PB:2007-070012

Type Designations: R=Real; P=Personal; S=Separate; C=Community as of 03/08/07

NO.	TYPE	PROPERTY DESCRIPTION	FAIR MKT VALUE	ENCUM- BRANCES	NET VALUE
1	Р	Chase Checking Account	69,253.86	0.00	69,253.86
2	R	**Residence 50% share	150,000.00	0.00	150,000.00

^{**} based on realtor comps

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OFFICIAL RECORDS OF MARICOPA COUNTY RECORDER HELEN PURCELL 2007-1133776 10/18/07 09:43 AM 2 OF 3

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· When recorded mail to:

Managed Protective Services, Inc. 12252 N. 111th Ave Youngtown, AZ 85363

Caption Heading: Letters of Guardian and

Conservator

DO NOT REMOVE

This is a part of the official document

CERTIFIED COPY

MICHAEL K. JEANES. CLERK
BY

BY

BODDINGUES

FILED

WILLIAMS & HALLADAY, P.L.C.

2420 WEST RAY ROAD, SUITE 1

Chandler, Arizona 85224

Telephone (480) 917-0237

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Peter M. Williams SBN 018190

Attorney for Guardian/Conservator

2007 JUL 25 AM 8: 54

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA

IN AND FOR THE COUNTY OF MARICOPA

In the Matter of the Guardianship of and Conservatorship for:

EDITH P. COOK,

An Adult Protected Person

Cause Number: PB2007-070012

LETTERS OF GUARDIAN AND CONSERVATOR AND ACCEPTANCE OF APPOINTMENT

LETTERS OF GUARDIAN AND CONSERVATOR

JANE ANNE GEISLER, President of Managed Protective Services, Inc., is hereby appointed Guardian of and Conservator for EDITH P. COOK and is granted the general powers of a Guardian and Conservator pursuant to Arizona Revised Statutes Sections 14 5312 and 5312.01(A), 14-5425 and 5425.

EDITH P. COOK's right to obtain or retain a driver license is suspended.

JUL 2 5 2007

WITNESS:		2007
----------	--	------

The foregoing instrument is a full, true and correct copy of the original on file in this office.

Personal Representative Conservator Guardian was signed on not 12 2007 and that these

letters have not been revoked.

Attest

MICHAEL K. JEANES, Clerk of the Superior Court of the State of Arizona. Internation the cognity of Maricopa.

Dep

Deputy 1

Clerk of the Superior Court

COLUMN

C

В. Give the name of the facility, address, name and telephone number of the person in charge of the home or facility. Maravilla Care Center Name of Person in Charge or Facility: <u>Lynn Heiman</u> Address: 8825 S. 7th Street Phoenix, AZ 85042

Telephone Number: 602.243.6121

4. Information about the Ward's Doctor.

Ward's Current Doctor: <u>Dr. Saeed Behbahani</u>

Doctor's Address: 8825 S. 7th Street Phoenix, AZ 85042

Doctor's Telephone Number: 602.243.6121

- 5. Information about the Ward's physical and mental health.
 - A. Date the Ward was last seen by a doctor: 3/26/2007
 - B. Changes in Ward's health. Have there been any major changes in the Ward's physical and/or mental condition in the last year? If so, please describe the change. Ward has been placed in a Behavior Psychiatric Unit for medication management and monitoring due to outbursts and agitation. Additionally, client has been hospitalized twice with pneumonia. Ward continues to present unstable blood sugars that are being closely monitored.
 - C. Attach a copy of the doctor's report about the Ward's current physical and mental condition.
- 6. Information about the Ward's Guardian.

Guardian's Name: Managed Protective Services, Inc. - Jane Anne Geisler - Owner

Guardian's Address: 12252 North 111th Avenue, Youngtown, AZ, 85363

Guardian's Telephone Number: (623)974-4679

7. Information about the Guardianship.

Number of times the Guardian has seen the Ward in the last 12 months: 24

Date of the last visit: 4/26/2007

The Guardian's opinion about whether the guardianship should continue: (Explain.) Due to clients diagnosis of Dementia client is unable to make proper medical and financial decisions.

8. Information about the person responsible for managing the Ward's assets:

Name of person responsible for managing Ward's assets: Jane Anne Geisler Address: 12252 N. 111th Ave Youngtown, AZ 85363

Telephone Number: 623-974-4679

9. Information about State, County or Federal Agency Services: Does the Ward receive any state, county or federal agency services? If so, write in the name of the agency contact and describe the services received by the Ward. Ward currently is enrolled with ALTC Evercare Select. Currently Evercare Select pays a portion of her cost of living at the facility and all medical cost.

		~		~ .
1 1	11		- 6	١.

Jane Anne Geisler #20123

Print Guardian's Name

Signature of Guardian

AFFIDAVIT OF MAILING: I promise I mailed this Annual Report of Guardian to the following people at the following address(es) on this date:

(Month/Day/Year)

Hirsch & Saltsman
PO Box 1237
Apache Junction, AZ 85217-1237

Cora Kobayashi Shimokomazawa 2864-3 Nagano, Japan 381-0008

Deborah Shillilan (Signature of Person Mailing Document)

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An Michigan SHELLFISH, NO KNOWN	ORUG ALLERG	Telephone Mo		700
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Assertations of the second of	Samplela Entrice	Checked:		07/19/0
Farest """ ORHRY, ROSALEEN	Gv:	08/12/27	PATISHT CODE E ORURROS	ROOM NO. SED FACIL

DRURY, ROSALEEN

BOWEL NOVENERT	01/16/07	87/19/86 ADNIT 70 NARAK	•	********		
TAINS MONITOR BOWEL MOVEMENT EACH SHIFT	5-2 2-19	REPEAT TOB FEB 2007/10-	na dant			
1 AA110777127741	19-6	cac W/DIFF, LFT, FES,		S NO (MAR, SEP)		
DX: CONSTIPATION BLOOD PRESSURE & PULSE		ACTIVITIES AS TOLERATE	1			
CHECK & RECORD Q THURSDAY DAY SHIFT	· 6-2	DIET: CCHO/1800 CAL AD		AS TEXTURE:		
DX; HYPERTENSION		INCREASE FLUIDS - HONT ENCOURAGE REALTHY SHAC	TOR FLUID INTAKE XS BETWEEN NEALS	TO AVOID DRUP IN	plooi sugar	
LANTUS INSULIN 1894/ML	01/05/07	; ! !		(1)		
INJECT 38 UNITS SUB-Q DAIL () H5	9018	PPD du	(4	my Tuly	b	
	SITE:	77.12	Christian Christian	700) .	
ox:		1				
LEVOTHYROXINE 100 XCG TAB	82/14/87	The vaccin	renco mer	Long Con		
TAKE (1) TABLET BY MOUTH DAILY.	9588	i		S		
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NOVOLIN A 188U/NI VIAL	83/28/87	7				
INJECT SUB-Q PER SSI AC/RS: 158-280-2U,	9688	<u>'1</u> 	•		٠	
291-390-60, 391-350-80	DOSE	-				•
	SITE	<u>-</u>				
	1188	-		•	•	
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	2008	<u>-</u> ;				
	BOSE	·				
	SITE	-1 .				
DOCUSATE SOOTIN 100 MG CA	91/05/0	<u>7!</u>		2_2_2		
TAKE (1) CAPSULE BY HOUTH DAILY	.3891	_				
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ONE DAILY TABLET	92/14/6	17.	,			
TAKE (1) TABLET BY HOUTH DAILY.	6889					
- 0 8	<u> </u>	_				
ax:		 !				
MEDS REVIEWED BY		PHYSICIAN'S SIGNATURE			Date	•
3 590	<u> </u>	A TEATA TAT			AGE"	1 OF
CMARTING /04/01/07	YERNUG.	04/30/07	Faleurung NC.	602-360-		legical Record No.
Alt. Physician BE/HBAHANI, S		And the second s	Ar. Telephone			700
Allerges SHELLFISH, NO KNOWN	ฮ ย บ ฮา	ACCERGIES	*benabilitative	- ,		
Diagrosis SEVERE PSYCHUSI	s; oct	THE BROTTONS HT	, Ferencial OTHYROID:	* - 1		a7/19/06
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Resident of Parties of	,	Complete Entries Checked:		THE CODE		CARE FACEUR
WATERN:	· · ·		3/12/27	DRURROS	RH1.96	
DRURY, ROSALEEN		. 9	4/4/6/			

ACCEPTANCE OF APPOINTMENT

1

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3	STATE OF ARIZONA)
4) ss: County of Maricopa)
5	
6	I hereby accept the duties of Guardian of EDITH P. COOK and do solemnly swear that I will perform, according to law, the duties of such fiduciary.
7	
8	MANAGED PROTECTIVE SERVICES, INC.
9	$\mathcal{O}_{\mathcal{A}}$
ro	By: ANE ANNE GEISLER, President 20123
La	MANAGED PROTECTIVE SERVICES
12	12252 N. 111th Avenue
13	Youngtown, AZ 85363
14	
15	Subscribed and sworn to before me, a notary public in and for said county and state, thisday ofJUL 2 5 2007, 2007 by JANE ANNE GEISLER, as President
16	of MANAGED PROTECTIVE SERVICES; INC.
17	AM
18	
19	Notary Public
20	My Commission Expires: WilCHAEL K. JEANES, CLERK
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